

Alexander Garlin  
David J. Driscoll  
Thomas P. Howard

*Of Counsel*  
Carole K. Jeffery



**GARLIN  
DRISCOLL  
HOWARD  
LLC**

Kathryn H. Acosta  
Sarah A. Croog  
Laura S. Moore  
Wendi T. Nadel

May 22, 2007

**TTAB**

Trademark Trial and Appeal Board  
U.S. Patent and Trademark Office  
Madison East, Concourse Level Room C55  
600 Dulany Street  
Alexandria, VA 22314

RE: The American Academy of Neurology v. Brain Matters Inc.  
Opposition No. 91168906  
Mark: BRAIN MATTERS  
Serial No. 78/321,810  
Filing Date: 10/31/03  
Published: 12/20/2005

Dear Sir or Madam:

Enclosed for filing with your office please find the following documents:

1. Stipulation Permitting Affidavit Testimony;
2. Stipulation regarding Authenticity of Certain Documentary Evidence, with Exhibits A-I
3. Affidavit of John Goodhue with Exhibits;
4. Affidavit of Nancy Goodhue;
5. Affidavit of Julie Banta;
6. Affidavit of Charles Reed with Exhibits;
7. Brain Matter, Inc.'s Notice of Reliance with Attachments, Under Seal;
  - a. Deposition transcript with Exhibits of Melanie Hoffert dated 1/18/07;
  - b. Deposition transcript with Exhibits of Tami Boehne dated 1/18/07;
  - c. Deposition transcript with Exhibits of Murray Sagsveen dated 1/1/8/07;
  - d. Exhibits A-I attached to Stipulation of Authenticity of Certain Documentary Evidence (not under seal);
8. Brain Matters, Inc.'s Notice of Reliance II, with Attachments.
  - a. TESS printout relating to live records using "Brain" in the mark;
  - b. TESS printout relating to live records using "Matters" in the mark;
  - c. TESS printout relating to the status of the mark "Brain Matters."
9. Certificate of Service by Federal Express

Sincerely,

  
Carole K. Jeffery

cc. David Prange

05-23-2007

U.S. Patent & TMO/TM Mail Rcpt Dt #72

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
v.	)	Serial No. 78/321,810
	)	
Brain Matters, Inc.,	)	Filing Date: 10/31/2003
	)	
Applicant	)	Published: 12/20/2005

**CERTIFICATE OF SERVICE BY FEDERAL EXPRESS**

I hereby certify that on the 22<sup>nd</sup> of May, 2007, I caused to be served the attached documents:

1. Stipulation Permitting Affidavit Testimony;
2. Stipulation regarding Authenticity of Certain Documentary Evidence, with Exhibits A-I
3. Affidavit of John Goodhue with Exhibits;
4. Affidavit of Nancy Goodhue;
5. Affidavit of Julie Banta;
6. Affidavit of Charles Reed with Exhibits;
7. Brain Matter, Inc.'s Notice of Reliance with Attachments, Under Seal;
  - a. Deposition transcript with Exhibits of Melanie Hoffert dated 1/18/07;
  - b. Deposition transcript with Exhibits of Tami Boehne dated 1/18/07;
  - c. Deposition transcript with Exhibits of Murray Sagsveen dated 1/1/8/07;
  - d. Exhibits A-I attached to Stipulation of Authenticity of Certain Documentary Evidence (not under seal);
8. Brain Matters, Inc.'s Notice of Reliance II, with Attachments.
  - a. TESS printout relating to live records using "Brain" in the mark;
  - b. TESS printout relating to live records using "Matters" in the mark;
  - c. TESS printout relating to the status of the mark "Brain Matters."
9. Certificate of Service by Federal Express

By placing a true and correct copy in a Federal Express box addressed as follows:

David A. Prange  
Oppenheimer Wolff & Donnelly LLP  
Plaza VII, Suite 3300  
45 South Seventh Street  
Minneapolis, MN 55402-1609  
COUNSEL FOR OPPOSER

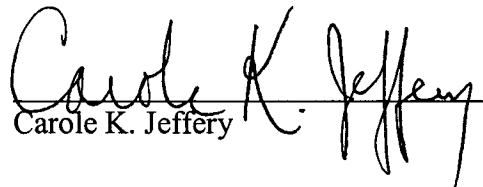
and depositing the same, with all fees prepaid, in the hands of a Federal Express Courier, at Louisville, Colorado.

I also certify that on the 22<sup>nd</sup> of May, 2007, the foregoing documents were filed with:

Trademark Trial and Appeal Board  
U.S. Patent and Trademark Office  
Madison East, Concourse Level Room C55  
600 Dulany Street  
Alexandria, VA 22314

by placing a true and correct copy in a Federal Express Box and depositing the same, with all fees prepaid, in the hands of a Federal Express Courier at Louisville, Colorado.

Executed on the 22<sup>nd</sup> day of May, 2007.

  
Carole K. Jeffery

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
	)	Serial No. 78/321,810
	)	
v.	)	Filing Date: 10/31/2003
	)	
Brain Matters, Inc.,	)	
	)	
Applicant	)	Published: 12/20/2005

**STIPULATION PERMITTING AFFIDAVIT TESTIMONY**

WHEREAS Brain Matters, Inc. and The American Academy of Neurology are parties to Opposition proceeding no. 91168906 regarding the mark BRAIN MATTERS;

WHEREAS the Parties to this Opposition desire to avoid time consuming and expensive testimonial depositions;

WHEREAS to avoid testimonial depositions, the Parties, through their undersigned counsel, have agreed to enter into a stipulation that the testimony of John Goodhue, Charles Reed, Julia Banta, and Nancy Goodhue may be submitted in the form of affidavits by the witnesses;

NOW THEREFORE the parties to the above captioned matter, through their undersigned counsel, stipulate:

1. Brain Matters, Inc. may submit and rely upon in this Opposition the affidavits of John Goodhue, Charles Reed, Julia Banta, and Nancy Goodhue in lieu of noticing and taking the testimonial depositions of those individuals.

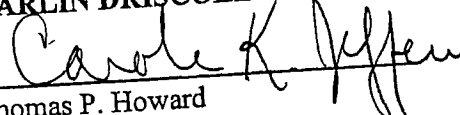
DAP



2. American Academy of Neurology reserves all objections to the affidavit testimony of John Goodhue, Charles Reed, Julia Banta, and Nancy Goodhue other than objections to form of the question.


Dated: May 16, 2007

**GARLIN DRISCOLL HOWARD, LLC**

  
Thomas P. Howard  
Carole K. Jeffery  
245 Century Circle, Suite 101  
Louisville, CO 80027  
Telephone: (303)926-4222  
Facsimile: (303)926-4224

**ATTORNEY FOR APPLICANT  
BRAIN MATTERS, INC.**

**OPPENHEIMER WOLFF & DONNELLY LLP**

  
Edward M. Laine  
Erika S. koster  
David A. Prange  
45 South 7<sup>th</sup> Street, Suite 3300  
Minneapolis, MN 55402  
Telephone: (612) 607-7000  
Facsimile: (612) 607-7100

**ATTORNEY FOR OPPOSER  
AMERICAN ACADEMY OF NEUROLOGY**

**SO ORDERED:**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Trademark Trial and Appeal Board

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
	)	Serial No. 78/321,810
v.	)	
	)	Filing Date: 10/31/2003
Brain Matters, Inc.,	)	
	)	
Applicant	)	Published: 12/20/2005

**STIPULATION REGARDING AUTHENTICITY OF CERTAIN  
DOCUMENTARY EVIDENCE**

WHEREAS Brain Matters, Inc. and The American Academy of Neurology are parties to Opposition proceeding no. 91168906 regarding the mark BRAIN MATTERS;

WHEREAS Brain Matters, Inc. intends to use certain documentary evidence for purposes of these proceedings;

WHEREAS the parties are willing to stipulate to the authenticity of those documents;

NOW WHEREFORE the parties to the above-captioned matter, through their undersigned counsel, stipulate:

1. Brain Matters, Inc. and The American Academy of Neurology agree that the following web page printouts, attached hereto as Exhibits A to I, are authentic copies of the original web pages as of the date each Exhibit was printed:

- A. <http://rightbrainmatters.com>
- B. <http://www.zoot.com/newbrain>
- C. <http://www.zoot.com/newbrain/BrainWelcome/Welcome.html>

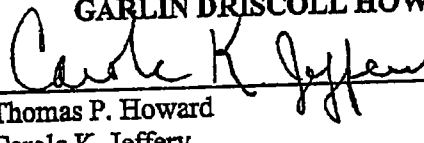
- D. <http://mybrainmatters.com>
- E. <http://www.brainmatters.com.my/home.htm>
- F. <http://brainmatters.com.my/companyprofile/companyprofile.htm>
- G. [http://www.clubtnt.org/brain\\_matters\\_web](http://www.clubtnt.org/brain_matters_web)
- H. [http://www.clubtnt.org/brain\\_matters\\_web/Index.htm](http://www.clubtnt.org/brain_matters_web/Index.htm)
- I. [http://clubtnt.org/brain\\_matters\\_resources.htm](http://clubtnt.org/brain_matters_resources.htm) pp. 1 and 2 of 44

2. The American Academy of Neurology reserves all objections to Exhibits

A - I except for objections regarding authenticity of Exhibit A-I.

Dated this 21st day of May, 2007

**GARLIN DRISCOLL HOWARD, LLC**

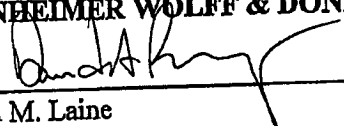


Thomas P. Howard  
Carole K. Jeffery  
245 Century Circle, Suite 101  
Louisville, CO 80027  
Telephone: (303)926-4222  
Facsimile: (303)926-4224

**ATTORNEY FOR APPLICANT  
BRAIN MATTERS, INC.**

CKJ  
BAP

**OPPENHEIMER WOLFF & DONNELLY LLP**

  
\_\_\_\_\_  
Edward M. Laine  
Erika S. Koster  
David A. Prange  
45 South 7<sup>th</sup> Street, Suite 3300  
Minneapolis, MN 55402  
Telephone: (612) 607-7000  
Facsimile: (612) 607-7100

**ATTORNEY FOR OPPOSER  
AMERICAN ACADEMY OF NEUROLOGY**

**SO ORDERED:**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Trademark Trial and Appeal Board

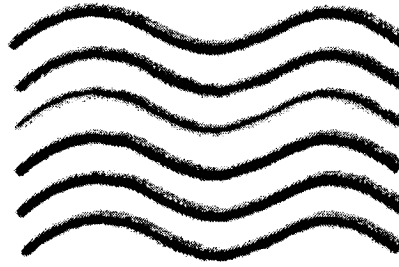
CKJ  
DAP

## **EXHIBIT A**

**Right Brain Matters, Inc.**

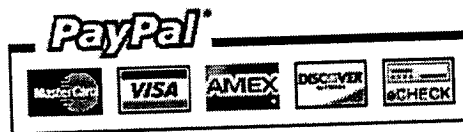


**"For all your Graphic Design, Advertising  
Photographic and Digital Imaging Needs"**



- Home
- Photography
- Web Design
- Graphic Design
- Logo Design
- Advertising
- Fine Art  
Reproduction
- Fine Art Prints  
Shop/Store
- Tradin' Post
- Framing/Matting
- Promotional Items
- T-Shirt Shop/Store

**Please Note:  
This website is a work in progress and  
many sections are under construction.**



Copyright © 2002 - 2005 All Right Reserved, Right Brain Matters, Inc., 546 Wilkie Street, Dunedin, Florida 34698  
Last Updated: June 8, 2005 Phone: 727-492-0740



## **EXHIBIT B**



[Click Me!](#)

Looking for Brainmattersinc.com?  
Please click the Logo



**Welcome To GhazaliRM**

Road To Millionaire Swisscash - Now 25%  
Monthly Return

**Remuda Ranch**

Nation's Leading Treatment Programs  
Programs for Women and Girls

Ads by Google



## **EXHIBIT C**



# BRAINMATTERS™

## WELCOME

### FEATURES

- STORIES
- BRAIN-TIPS
- COOL-LINKS

### COMMUNITY

- SMART-GALLERY
- SPEAK-OUT!

### COOLSTUFF

- SMART-ART!
- BRAINPARTNERS
- FREE-STUFF!

### CONTACT INFO

- FUNDRAISING
- WHOLESALE
- INVESTOR INFO
- COMPANY INFO



HERE AT BRAINMATTERS, WE'RE CREATING A COMPANY THAT SUPPORTS KIDS AND PARENTS IN MAKING POSITIVE CHOICES ABOUT THEIR LIVES AND THEMSELVES. THIS LEADS TO CREATING A STRONG COMMUNITY FOR EVERYONE TO BENEFIT FROM!

BRAINMATTERS.COM WILL OFFER INFORMATION AND PRODUCTS TO EDUCATE AND ENTERTAIN. THAT ARE HIP AND EDDY. THAT FOCUS ON THE CURRENT ISSUES- SOME GOOD AND SOME BAD. THIS WILL BE AN INTERACTIVE SITE, SO WE INVITE YOU TO PARTICIPATE IN THE BULLETIN BOARDS AND THE SMART-ART GALLERY. SHOW US AND TELL US WHAT'S ON YOUR MINDS!

WE ARE ALSO OFFERING FUNDRAISING PROGRAMS FOR SCHOOLS AND ORGANIZATIONS. OUR SHIRTS ARE SOOOOO MUCH COOLER THAN CHOCOLATE BARS!

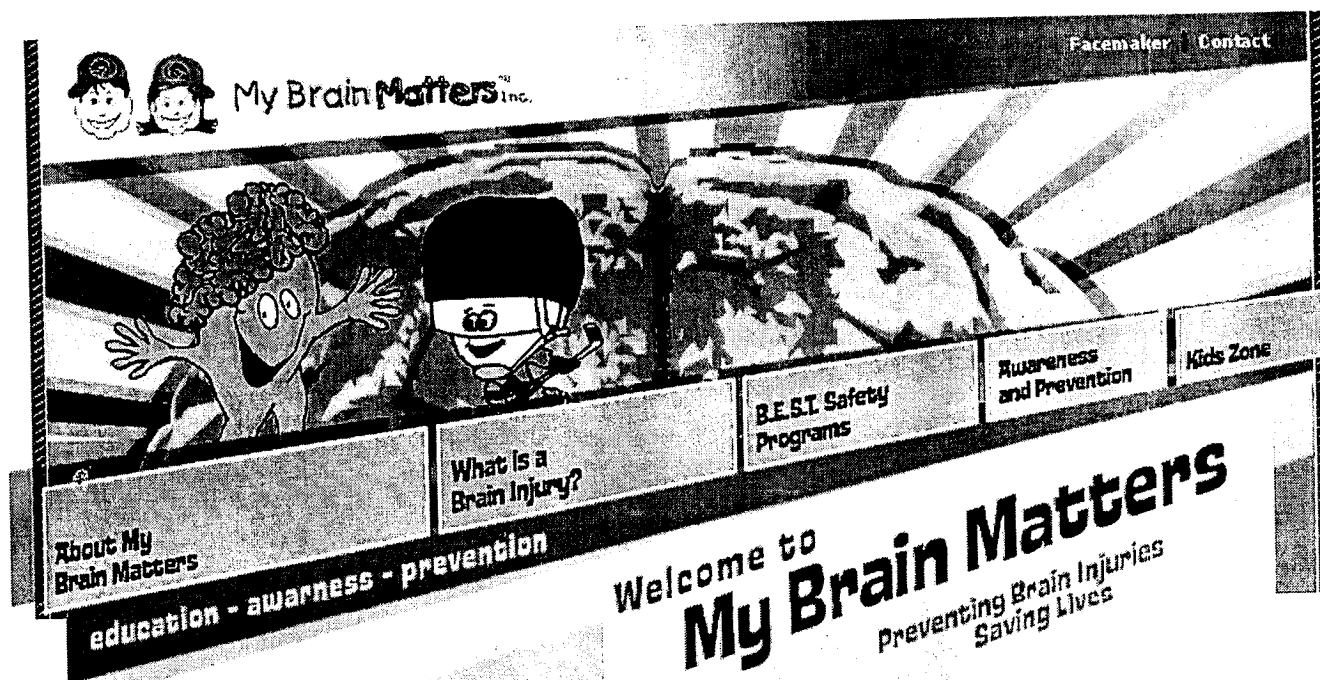
WE DON'T LECTURE OR CONDESCEND. WE DON'T TELL KIDS WHAT TO DO. WE JUST PRESENT THE ISSUES AND LET THEM MAKE THEIR OWN CHOICES. BRAINMATTERS' CONCEPTS ARE BASED ON THE PREMISE THAT KIDS ARE ACTUALLY SMART AND REALLY DO KNOW WHAT'S BEST FOR THEM WHEN GIVEN THE CHANCE!

WE'RE IN THE PROCESS OF BUILDING A GREAT PLACE FOR ALL OF YOU, SO BE SURE TO CHECK ALL THE AREAS FREQUENTLY! IN THE MEANTIME, CHECK OUT OUR SMART-ART! E-COM AREA. THERES SOME COOL STUFF AND A PERCENT OF YOUR PURCHASE GOES TO THE BOYS AND GIRLS CLUBS OF AMERICA! CLICK ME----->



IT'S WHAT'S INSIDE THAT COUNTS

## **EXHIBIT D**



Partners in Safety:



Did you know that more than **one million** children receive brain injuries each year?

Children are incredibly active and have little sense of danger so it is not surprising that they are prone to head injuries.

**My Brain Matters™** mandate is to prevent brain injury in children and youth.



[About My Brain Matters](#) | [What is Brain Injury?](#) | [B.E.S.T. Safety Programs](#) | [Awareness and Prevention](#) | [Home](#) | [Facemaker](#) | [Contact](#) | [Sitemap](#) Copyright© 2007, My Brain Matters, all rights reserved

Kids Zone

## **EXHIBIT E**



Welcome To  
**Brainmatters.com.my**

- HOME
- COMPANY PROFILE
- PRODUCTS & SERVICES
- SEMINARS & COURSES
- PRICING
- EVENTS & UPDATES
- BIBLIOGRAPHY
- ENQUIRY
- CONTACT US

MEMBERS LOGIN

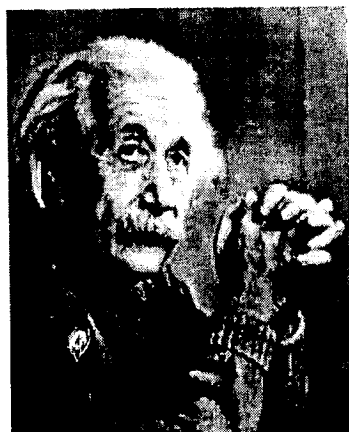
GO

HERRMANN GLOBAL

GO

**OUR MISSION :** To Help Individual and Organizations Think, Learn and Work More Effectively

## ■ ABOUT HERRMANN BRAIN MATTERS (M) SDN. BHD.



### Find Out New Ways To Enhance

- ▶ Personal Motivation And Productivity
- ▶ Individual And Team Performance
- ▶ Leadership Effectiveness
- ▶ Creativity And Innovation, And Many More

### Find Out The Numerous Benefits Of

- ▶ Whole Brain Thinking, Learning And Communicating

HOW we think and learn governs our behaviour. By discovering our preferred ways of thinking (Cognitive Styles), and feeling (Emotional Styles), we can learn to use more of our brain, in a more effective way, and be more effective. ▶▶ [Read More](#)

Einstein was quoted as saying :  
"We only use a fraction of our full brain potential, but we can use more". This is what we help individuals, teams and organizations do.

## THROUGH THE USE OF WHOLEBRAIN TECHNOLOGY

## ■ LATEST NEWS

**8<sup>th</sup> ANNUAL IAF ASIA  
FACILITATOR  
CONFERENCE**

**THE SMART TEEN  
WORKSHOP**

More details - see section  
"Events and Updates"

Home

Company  
Profile

Products &  
Services

Seminars &  
Courses

Pricing

Events &  
Updates

Bibliography

Enquiry

Contact Us

Copyright © 2004 Herrmann Brain Matters (M) Sdn. Bhd.  
All rights reserved.

## **EXHIBIT F**



# Brain Matters

<a href="#">HOME</a>	<a href="#">COMPANY PROFILE</a>	<a href="#">PRODUCTS &amp; SERVICES</a>	<a href="#">SEMINARS &amp; COURSES</a>	<a href="#">PRICING</a>	<a href="#">EVENTS &amp; UPDATES</a>	<a href="#">BIBLIOGRAPHY</a>	<a href="#">ENQUIRY</a>
----------------------	---------------------------------	---	--	-------------------------	--------------------------------------	------------------------------	-------------------------

## WHO ARE WE

We are a subsidiary of Herrmann International Asia & Brain Dominance Technologies Sdn. Bhd. We are specialists in W Thinking, Learning and Leadership Development through the use of the Herrmann Brain Dominance Instrument (HBDI). We have a 'Young Adult' version called AVOCA, especially to help school leavers and college students.

We are the Malaysian licensee for Herrmann International who developed the Herrmann Brain Dominance Instrument (HBDI) the sole Malaysian representative for Herrmann International, who offer a system that enables people to think and learn more effectively.

World Wide Offices are located in :-

- |                                |                            |                             |
|--------------------------------|----------------------------|-----------------------------|
| ▶ <a href="#">Australia</a>    | ▶ <a href="#">Canada</a>   | ▶ <a href="#">Denmark</a>   |
| ▶ <a href="#">Dubai</a>        | ▶ <a href="#">France</a>   | ▶ <a href="#">Germany</a>   |
| ▶ <a href="#">Hong Kong</a>    | ▶ <a href="#">Spain</a>    | ▶ <a href="#">Japan</a>     |
| ▶ <a href="#">Korea</a>        | ▶ <a href="#">Malaysia</a> | ▶ <a href="#">Singapore</a> |
| ▶ <a href="#">South Africa</a> | ▶ <a href="#">UK</a>       | ▶ <a href="#">USA</a>       |
| ▶ <a href="#">Taiwan</a>       | ▶ <a href="#">Thailand</a> | ▶ <a href="#">China</a>     |

The founder of Herrmann International, Ned Herrmann established the center for international research and education, at Lake Lure, North Carolina, U.S.A. The Asia Pacific regional HQ is in Sydney, Australia. The local office is in Kuala Lumpur, Malaysia.

We also provide Training, Vocational and Career Counseling, Consulting in Human Resource Management and Leadership Competence, Team Building and Organization Development

## OUR VISION

Creating A Better World Through The Use Of Whole Brain Technology

## OUR MISSION

To Help Individuals and Organizations Think, Learn and Work More Effectively Through The Use Of Whole Brain Technology And Especially The HBDI / AVOCA Profiling

<a href="#">Home</a>	<a href="#">Company Profile</a>	<a href="#">Products &amp; Services</a>	<a href="#">Seminars &amp; Courses</a>	<a href="#">Pricing</a>	<a href="#">Events &amp; Updates</a>	<a href="#">Bibliography</a>	<a href="#">Enquiry</a>
----------------------	---------------------------------	---	--	-------------------------	--------------------------------------	------------------------------	-------------------------

Copyright © 2004 Herrmann Brain Matters (M) Sdn. Bhd.  
All rights reserved.



## **EXHIBIT G**

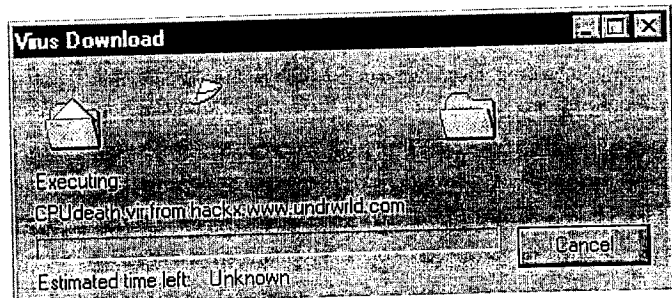


# Brain Matters: Home Page

[Brain Matters](#)[Brain Basics](#)[Addiction](#)[Hallucinogens](#)[Inhalants](#)[Marijuana](#)[Meth](#)[Nicotine](#)[Opiates](#)[Steroids](#)[Resources](#)[Alcohol Web](#)[TNT Brain Matters](#)[Club TNT Home](#)[Madison Voices](#)[Breitlinks](#)[Business Ed](#)[Connect WCCF](#)[WCCF Home](#)

Would you intentionally download a harmful virus to your computer's CPU?

What do you download into your brain?



For some plain, straight talk about drugs and their effects on the brain; check out the links to the left.

[\[Club TNT's Brain Matters Resources\]](#) [\[Club TNT Home\]](#)  
[\[Alcohol Awareness\]](#) [\[Connect: WCCF\]](#) [\[Mr. Breitsprecher's Web Portfolio\]](#)

©2003-2006 **Breitlinks**, All Rights Reserved. Some material for this page comes from the **National Institute on Drug Abuse**



## **EXHIBIT H**

comes from the **National Institute on Drug Abuse**



## **EXHIBIT I**



# Brain Matters



Be

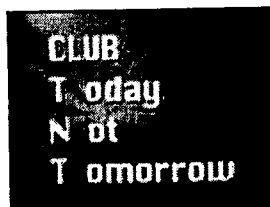
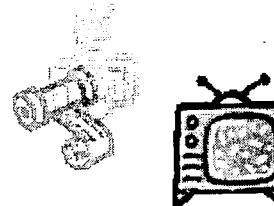
CL



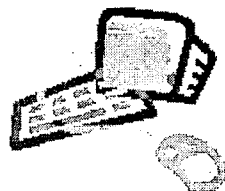
Madis

TN  
Spor  
W

Search

Google  
Custom SearchTNT Video Online  
On Demand, 24/7

TNT Photo Gallery



TNT Blog



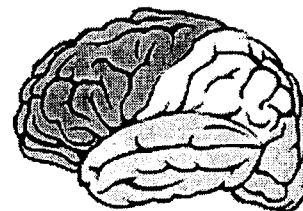
TNT Book Club



[TNT Home](#) / [Be on TNT](#) / [Photo Gallery](#) / [TNT Blog](#)  
[Children's March](#) / [TNT Book Club](#) / [TNT Collegian](#)  
[TNT Resources](#) / [Sponsors](#) / [Hot News](#)  
[Show Schedules](#) / [About TNT](#) / [Contact](#)

[Brain Matters Web](#) / [Brain Matters Links](#) / [Books](#)  
[Articles](#) / [Videos & Software](#) / [Journals](#)  
[Associations & Agencies](#) / [Search Terms & Strategies](#)

No one wakes up and decides to become addicted to a drug. People experiment for the "experience" of it, enjoy the effect, and use it again - and again. The brain demands the drug to function.

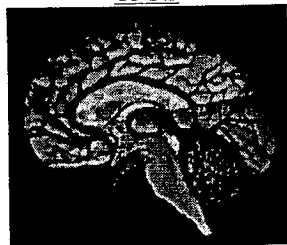


Even though the effects of the drug are creating problems in the user's life, people become powerless to stop using because the brain no longer experiences the pleasures and good feelings we all need.

When we need a substance to feel good about ourselves and function, cravings from the drug become the single biggest motivator in our lives. Breaking the cycle of addiction is difficult and painful and involves giving the brain time to restore its natural biochemical processes as best that it can without the influence of drugs. The brain is responsible for who we are and everything we do. It functions by a complex series of biochemical reactions. Drugs that effect how we feel effect the way the brain works. Is it worth it?

**NEW! Alcohol Awareness Web.** Approximately one-half of U.S. adults report a family history of alcoholism or problem drinking. Nearly 14 million Americans have alcohol disorders. Talking about alcohol and underage drinking is important. While many talk about kids and illicit drugs, it is alcohol that remains the No. 1 drug problem for young people.

**Brain Matters Web.** What do you download into your brain? This site sticks to the facts, presenting the latest

**TNT Resources****TNT Collegian****Alcohol Awareness Web****Brain Matters Web****The Children's March****Celebrate Native American Heritage**

research on how substances of abuse affect the brain.

**Brain Matters Links**

Here are a variety of Web resources that address various issues relating to the brain and substance abuse. Because there is a considerable amount of "overlap" between the topics and links on each site, they are presented in alphabetical order.

Trying to organize these links by categories would tend to obscure much of the information that each site presents -- especially as this relates to the additional links and resources each site contains. If you have any additional resources for this listing, please contact us.

**Academy of Neurology.****Addiction Recovery Guide.**

**Addiction Science Research and Education Center, Understanding Addictions: Basic science information.** Site about the process of addiction as it relates to the brain – good illustrations.

**BBC News Health Online.****Bill Moyers on Addiction Close to Home PBS.**

**Brain & Mind Magazine.** An initiative by the center for biomedical informatics: An interactive presentation on drug abuse.

**Brain Connection.** Includes section *Neuro in News*, current articles about neuroscience developments.

**Brains Rule!** Innovative site designed to teach adults and kids about the brain – includes games, interactive activities for kids, and lessons and guides for teachers.

**British Broadcast System, Online Science: The Human Body.** Includes information on how the brain/nervous system works and free online interactive body educational games.

**Mr. I****Mr. Exp****N Fo****W****Mr.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
	)	Serial No. 78/321,810
	)	
v.	)	Filing Date: 10/31/2003
	)	
Brain Matters, Inc.,	)	
	)	
Applicant	)	Published: 12/20/2005

**AFFIDAVIT OF JOHN GOODHUE**

John Goodhue, being duly sworn on oath, states as follows:

1. I am currently President and Chief Executive Officer of Brain Matters, Inc. I am submitting this Affidavit in lieu of appearing for a testimonial deposition. I have first hand knowledge of the matters set forth in this Affidavit and, if called to testify, I would testify in response to appropriate questions as follows.

2. Brain Matters, Inc. is a medical services company using SPECT brain imaging scans to assist medical professionals to provide diagnostic services to patients. The company provides retail medical services for patients referred from a number of different sources. Brain Matters, Inc. is a commercial enterprise. It charges for the scans, reading the scans and patient consultation, all in one fee. It accepts credit cards and most health insurance plans.

3. SPECT imaging is single photon emission computed tomography brain imaging ("SPECT"). It allows physicians to determine the degree to which blood is accessing different areas of the patient's brain. SPECT provides physicians a diagnostic tool for evaluating and better understanding the neurological and psychiatric dysfunctions of patients.

4. Brain Matters, Inc. began offering SPECT imaging to the public in November 2003.

5. I am the person in charge of trademark matters at Brain Matters, Inc. I coordinated with counsel to file the Trademark application. At the time that the registration was filed, I did not believe that there was any reason not to use the mark "Brain Matters" or the name "Brain Matters, Inc." I had no intent to compete with the registration or use of the mark "The Brain Matters" and I had no intent to trade on the goodwill associated with that mark, if any.



6. I developed the sales and marketing plan of Brain Matters, Inc., was personally responsible for implementing the sales and marketing plan in the beginning stages of the company, and the people responsible for sales and marketing now report directly to me.

7. Brain Matters, Inc. has a multi-pronged sales and marketing model aimed at medical professionals and consumers. Consumers include patients, prospective patients, their families and the general public.

8. The name Brain Matters Imaging Centers is used in print, TV and radio ads, and on the internet, signage, business cards, stationary, and business plans. The purpose of all advertising media is to obtain patients to have SPECT imaging scans for a fee.

9. In November 2003, Brain Matters, Inc. introduced an internet website using the website domain name www.brainmattersinc.com. The content of the website has changed over time and an excerpt of the website's content in its present form is attached as Exhibit 1. The purpose of the website is to obtain patients to have SPECT imaging scans for a fee. To the extent that the website contains information about various medical and psychiatric illnesses that may be diagnosed by the imaging, it does so in order to obtain patients to have SPECT imaging scans for a fee.

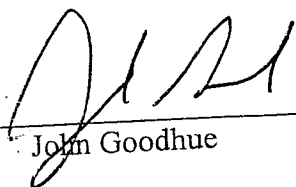
10. At the top of each page of the internet website, the name "Brain Matters" is accompanied by the term "Imaging Center" and the company's logo. "Brain Matters" is not used in isolation on the website, thus eliminating the risk of any possible confusion with the mark "The Brain Matters."

11. I am not aware of any member of the public confusing the advertising, services, website, or name of Brain Matters, Inc. with that of the AAN, including the AAN's website, www.thebrainmatters.org, at any time since we began using the name.

12. To my knowledge, no person has ever called or otherwise communicated with Brain Matters, Inc. asking whether there is or was a relationship between the AAN and Brain Matters, Inc. I am not aware of any member of the public confusing the mark "The Brain Matters" with the mark "Brain Matters."

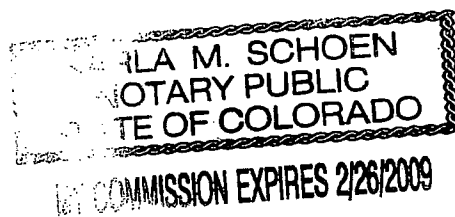
13. My first knowledge of the AAN's website or its mark was when I received a letter from the AAN in May 2005. Although the mark "The Brain Matters" may have been included in the Search Report provided by counsel before the company filed its registration for the mark "Brain Matters," I took no notice of the name.

May 16, 2007.

  
John Goodhue

Subscribed and sworn before me this 16<sup>th</sup> day of May, 2007 by John Goodhue.  
Witness my hand and official seal.

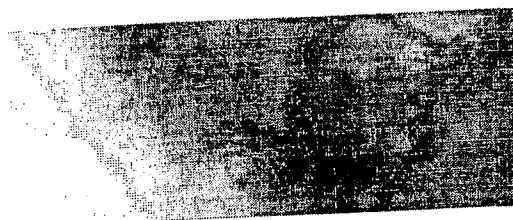
Karla M. Schoen  
Notary Public



## **EXHIBIT 1**



**BRAIN MATTERS**  
imaging centers



**:: Testimonials**

*"This is the beginning of an exciting new age for practitioners. The information these brain scans provide is very impressive. I am grateful to Brain Matters for the phenomenal contribution they are making to behavioral medicine."*

**:: Information**

**FAQ's**

**HIPAA Compliance**

**New Patient Forms**

**Radiation Explanation**

**Get a Scan**

**Preparation**

**Scan Procedure**

**Payment Options**

**Center Locations**

**Home :: Conditions :: Company :: SPECT :: Patient Info :: Contact**

## **Brain SPECT Imaging - FAQ's**

### **1. Why should I have a brain SPECT scan?**

A Brain SPECT scan is an additional tool that supplies objective diagnostic information to your treating physician that can help provide you with better healthcare. It is generally known by physicians the world over which parts of the brain control certain functions and behaviors. There is no question that Brain SPECT Imaging can identify areas of normal high and low blood flow in each of these areas of the brain. So, doesn't it follow that if your physician could use this type of objective information to help him or her form a more informed opinion of your condition? Think of it this way. If you had a broken leg or your doctor wanted to treat you without getting an x-ray, how would you feel about the treatment you are receiving? Why should your brain be any different?

### **2. How would a brain SPECT scan help me if I already have a diagnosis?**

If you have a proper diagnosis and feel like you are being properly treated, other than being a further objective confirmation of your diagnosis, a brain SPECT scan is probably not necessary. However, if you have a diagnosis but you still feel "off" or "not quite right", then you may not have yet obtained a full diagnosis of the conditions that may be hampering your full access to your brain. This is where we believe brain SPECT imaging can be an enormous help to your treating clinician by being able to identify what other conditions may be present in your brain. With this information, you and your clinician can more quickly and easily design a treatment plan that works for you.

### **3. Do I need a referral from my physician for a brain SPECT scan?**

No. Individuals can be referred by their physician or other treating clinician (such as a psychologist, counselor or clinical social worker). Individuals can also "self-refer". Arrangements will be made to assure appropriate follow-up care based on SPECT findings. Of course, if services are determined to be covered by insurance, a referral may be required by your insurance carrier.

### **4. How long does the procedure take?**

Allowing for registration and intake procedures, the total time at the neuro imaging center should be around 2 hours. The brain SPECT imaging procedure itself takes around 10 minutes.

### **5. Will the test cause me any pain or discomfort?**

Generally there should be no pain or discomfort associated with SPECT scanning. The camera itself is open so there is no sense of "being put in a tunnel" like in some MRIs. There is an injection of the imaging agent at the start of the procedure that involves a small needle (like being given a shot of medicine). The physician can order a mild sedative to calm individuals who may be agitated or particularly

isn't used more widely is that most referral physicians have minimal training in neuroimaging modalities. Another reason is the paucity of individuals who are trained in this application.

**12. Will My insurance company pay for the scan?**

Although insurance plans vary considerably, most plans will usually pay for our services.

---

[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006

## FUNCTIONAL BRAIN SPECT IMAGING

### NEUROLOGICAL INDICATIONS

- BRAIN TRAUMA
- ANOXIC/TOXIC BRAIN INJURY
- SEIZURE
- STROKE MANAGEMENT
- ALZHEIMER'S/DEMENTIA

### NEUROBEHAVIORAL APPLICATIONS

- ADHD
- BIPOLAR DISORDER
- DEPRESSION
- ANXIETY DISORDER
- OBSSIVE COMPULSIVE DISORDER
- OPPOSITIONAL DEFiant DISORDER
- AUTISM SPECTRUM DISORDERS
- LEARNING DISABILITIES



## BRAIN MATTERS

*brain function imaging*

### CLINIC HOURS

Mon.-Fri. 9:00 a.m.-5:00 p.m.  
Evenings and Weekends - By appointment only

Contact us for a FREE consultation  
and information packet

TOLL-FREE 1-877-570-2650

MAIN OFFICE 720-941-6428

FAX 720-941-6494

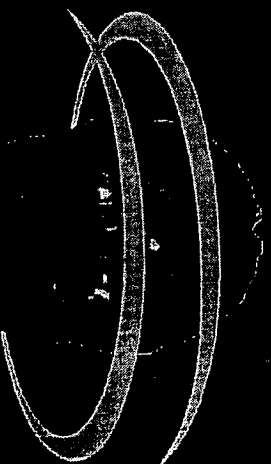
LOCATED IN CHERRY CREEK AT:

201 University Blvd., Suite 200  
Denver, CO 80206

VISIT US ONLINE AT

[WWW.BRAINMATTERSINC.COM](http://WWW.BRAINMATTERSINC.COM)

# WHAT IF YOU COULD SEE YOUR BRAIN IN ACTION?



## BRAIN MATTERS

*brain function imaging*

720-941-6428

[WWW.BRAINMATTERSINC.COM](http://WWW.BRAINMATTERSINC.COM)

# WHAT PEOPLE ARE SAYING ABOUT BRAIN FUNCTION IMAGING.

*"This is the beginning of an exciting new age for practitioners. I am grateful to Brain Matters for the phenomenal contribution they are making to the changing landscape of behavioral medicine."*

LESLIE WINTER, M.D., PSYCHIATRIST

*"I am seeing life-changing events happening with my patients who were at the end of their ropes. This is not only offering them hope ... it is saving lives."*

GARY NICHOLS, PSYCHOTHERAPIST

*"I was extremely skeptical about getting a brain scan. I am SO, SO, SO glad that I went ahead and did it. This technology takes the guesswork out of the whole equation and I finally have the answers that I have sought for over 30 years. I speak for many when I say that this will indeed change my life for the better."*

A.B., PATIENT

CALL 720-941-6428 FOR MORE INFORMATION TODAY!



BRAIN MATTERS

brain function imaging

## HOW CAN WE SEE BRAIN ACTIVITY?

Brain Matters utilizes the next generation in high resolution brain SPECT (Single Photon Emitted Computed Tomography) imaging. It is a widely accepted nuclear medicine study that evaluates brain activity by tracing blood flow in the brain. The blood is the delivery system for the only food the brain uses (glucose). And since the brain cannot store glucose, tracking blood flow allows us to observe the brain's actual metabolic process. Accordingly, by looking at which areas of the brain have too much or too little blood flow, we can determine which areas of the brain are working too hard or not hard enough. Contrast this to other types of imaging studies such as MRI and CT that can only show structural brain abnormalities such as tumors and lesions, and you can easily see why brain SPECT imaging is such an exciting development in the study of how the brain actually works.

- IDENTIFIES UNDIAGNOSED/ MISDIAGNOSED CONDITIONS
- SIMPLIFIES COMPLICATED CASES
- REDUCES STIGMA OF MENTAL ILLNESS
- HELPS FAMILY/FRIENDS UNDERSTAND

## HOW CAN THIS HELP ME?

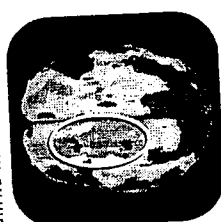
It is generally known which behaviors each part of the brain controls. Correlating this data with the brain controls. Correlating this data with information about which parts of the brain are not working properly provides your doctor with a powerful tool that can help him or her develop better targeted treatment plans for you. This can be especially helpful for complicated and previously misdiagnosed cases.

Best of all, a brain SPECT scan finally allows you to actually see that there is a physiological source of your behavioral problems, thus helping you feel less stigmatized by the "mental illness" label. This can often help your family and friends better understand and support you.

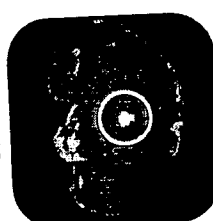
## SURFACE VIEWS



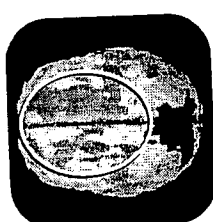
NORMAL BRAIN



TRAUMATIC BRAIN INJURY



SEIZURE

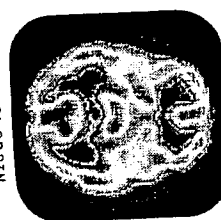


ADHD

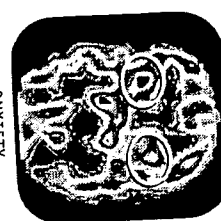


ALZHEIMER'S

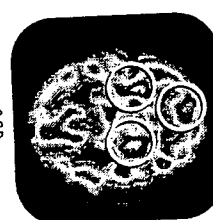
## INTERNAL VIEWS



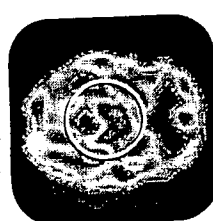
NORMAL BRAIN



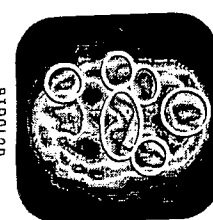
ANXIETY



OCD



DEPRESSION

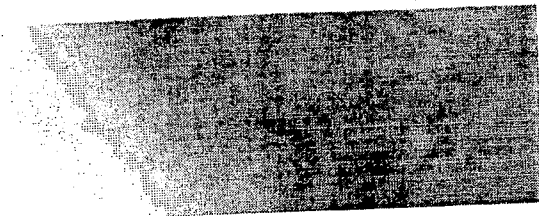


BIPOLAR



**BRAIN MATTERS**

*imaging centers*



**:: Testimonials**

*"After the scans... I'm looking forward to my future and feel much more able to cope with the stresses of life. I'm much calmer, more positive, and more available to myself... and others."*

**:: About Brain Matters, Inc.**

Mission Statement

Management

Investor Relations

Joint Venture Program

Employment

**:: Other Links**

Company Brochure

Office Tour

Videos

New Centers

Center Locations

**Home :: Conditions :: Company :: SPECT :: Patient Info :: Contact**

## Mission Statement

Brain Matters Imaging Centers is dedicated to enhancing the quality of people's lives by providing convenient nationwide access to state of the art brain functional imaging clinics. Our high resolution SPECT brain scans assist physicians & clinicians in properly evaluating, diagnosing, and treating their patients. Our comfortable clinics are staffed with caring, compassionate, professionals dedicated to making a visit to one of our clinics enjoyable and rewarding for patients and families alike.



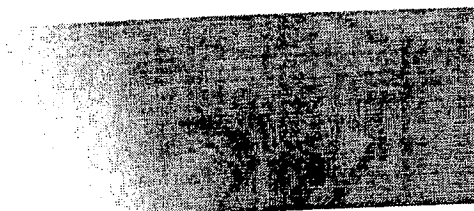






**BRAIN MATTERS**

*imaging centers*



**:: Testimonials**

*"After the scans, I felt peace of mind about my symptoms being real, able to see physical evidence of trauma that had occurred to me many years ago. I felt more aware of how my brain works and what it needs."*

**:: Conditions**

ADD/ADHD  
Alzheimer's Disease  
Anxiety Disorder  
Autism Spectrum Disorder  
Bipolar Disorder  
Depression  
OCD  
Traumatic Brain Injury  
Seizure Localization  
Stroke

**:: News**

Press  
New Centers  
Get a Scan  
No Interest Financing



Brain Matters, Inc.

Sponsored by

[Home](#) :: [Conditions](#) :: [Company](#) :: [SPECT](#) :: [Patient Info](#) :: [Contact](#)

## Brain SPECT Imaging by Brain Matters Imaging Centers...

See your Brain in Action



Normal

Brain SPECT Imaging by Brain Matters Imaging Centers utilizes the latest high-resolution brain SPECT imaging (Single Photon Emission Computer Tomography) to evaluate brain activity by tracing blood flow in the brain. Tracing blood flow allows us to observe the brain's actual metabolic processes and its activities.

By using a brain SPECT imaging scan to examine those areas of the brain that have too much or too little blood flow, we can determine which areas the brain are and are not functioning properly. Contrast this to MRI and CT scans that typically show only structural brain abnormalities such as tumors and lesions, and you can see why this is such an exciting new advance in the field of brain imaging.

High resolution Brain SPECT Imaging can help in the assessment of:

- ADHD
- Alzheimer's Disease
- Anxiety Disorder
- Autism Spectrum Disorder
- Bipolar Disorder
- Depression
- OCD
- Traumatic Brain Injury
- Seizure Localization

**:: Resources**

Books to Read  
Calendar of Events  
Company Brochure  
Office Tour  
Videos

Google™

- Stroke



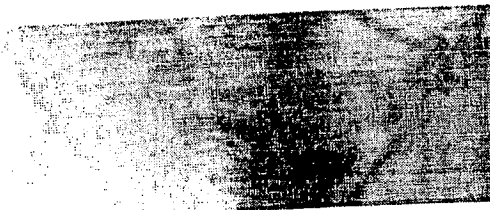
[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006



**BRAIN MATTERS**

*imaging centers*



**:: Testimonials**

"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."

Home :: Conditions :: Company :: SPECT :: Patient Info :: Contact

**:: Conditions**

- ADD/ADHD
- Alzheimer's Disease
- Anxiety Disorder
- Autism Spectrum Disorder
- Bipolar Disorder
- Depression
- OCD
- Traumatic Brain Injury
- Seizure Localization
- Stroke

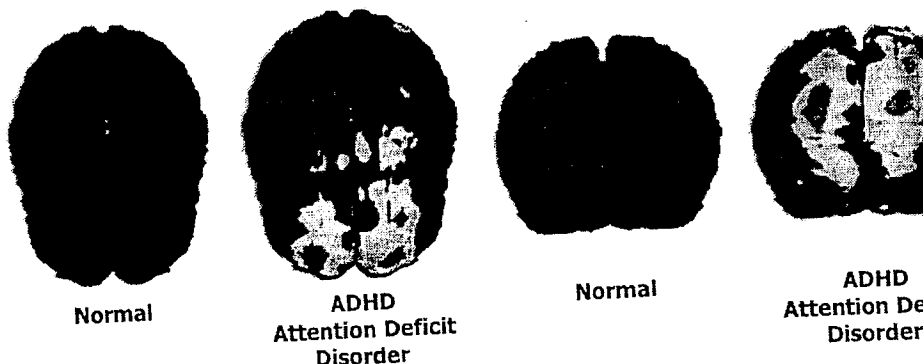
**:: News**

- Press
- New Centers
- Get a Scan
- No Interest Financing



## ADHD - Attention Deficit Hyperactivity Disorder

### Surface Views



**You are not alone.**

Attention Deficit Hyperactivity Disorder (ADHD) is the most commonly diagnosed behavioral childhood disorder, and the fastest growing diagnosed behavioral disorder in adults. Since 1990, the total number of American children diagnosed with ADHD has increased from (900,000) to over (5,500,000). There are approximately (1,000,000) new cases of ADHD diagnosed yearly in children and (600,000) new cases per year diagnosed in the U.S. In fact, it is estimated that as much as 85% of the adult ADHD population in the U.S. is currently undiagnosed.

Fifty percent or more of the school-aged population who have ADHD also have another behavioral disorder (known as "comorbidity"). Another 15-20% of children display transient symptoms consistent with ADHD. Approximately half of all children diagnosed with ADHD continue to manifest impairing symptoms throughout their lives.

Proper ADHD diagnosis can be challenging

Properly diagnosing ADHD can be a complicated proposition for clinicians for a number of reasons. ADHD actually comprises three (3) distinct subtypes of attention disorder, each with separate sets of criteria that can and do occur in combinations of one another. Many conditions also produce clinical symptoms similar to those disorders classified as ADHD and pose a problem in the differential clinical diagnosis of ADHD. To further hinder the diagnostic process, several specific symptoms of ADHD match those of other syndromes and disabilities such as learning disabilities, petit mal seizures, anxiety and/or depression.

Another problem related to accurate ADHD diagnosis is the presence of other comorbid conditions in ADHD patients. Studies have found that a large percentage of children with ADHD have or will develop Bipolar Disorder. It is imperative to know whether ADHD is existent with Bipolar Disorder for a patient. Why? Because if the ADHD is

treated BEFORE the Bipolar Disorder, the patient could experience severe manic episodes.

In light of the above, the diagnosis and treatment of **ADHD** has become extremely controversial. Some studies indicate that up to (20%) of children in some school districts have been diagnosed with **ADHD**. In other school districts, the prevalence rate is (2%). This extreme variability strongly suggests the lack of a consistently applied and/or a lack of understanding of the basic biology of the disorder. Indeed, the American Psychiatric Association has acknowledged that in studies it has performed, clinicians routinely misapply the established criteria for the diagnosis of **ADHD** as set forth in the Diagnostic and Statistical Manual of Mental Disorders (DSM), Volume IV. These studies demonstrated that the accepted diagnostic criteria were used less than half of the

### Finally, An Objective Evaluation Tool.

It is evident that current psychological diagnosis of **ADHD** leaves much to be desired that there is an urgent need for a more objective tool to assist in the evaluation of Brain SPECT Imaging has proven itself as an extremely effective tool in helping physicians to identify the presence (or absence) of **ADHD** dysfunction in both children and adults. It can also help to differentiate **ADHD** from other related conditions such as Bipolar Disorder.

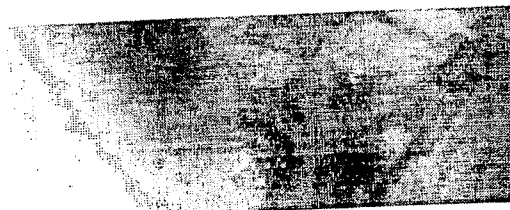
---

[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006



**BRAIN MATTERS**  
imaging center



**:: Testimonials**

"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."

**:: Conditions**

ADD/ADHD  
Alzheimer's Disease  
Anxiety Disorder  
Autism Spectrum Disorder  
Bipolar Disorder  
Depression  
OCD  
Traumatic Brain Injury  
Seizure Localization  
Stroke

**:: News**

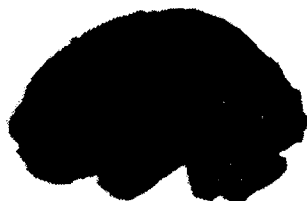
Press  
New Centers  
Get a Scan  
No Interest Financing



Home :: Conditions :: Company :: SPECT :: Patient Info :: Contact

**Alzheimer's Disease**

**Surface Views**



**Normal**



**Alzheimer's Disease**

**A Dreaded Disease**

Approximately 4,000,000 people in the U.S. have Alzheimer's disease. With the graying of the baby-boomer market, it is projected that this number will increase to 14,000,000 by the year 2050. A recent study found that two-thirds of baby boomers are personally concerned about getting Alzheimer's disease -- a sign that it may replace cancer as this generation's most dreaded disease. Promising new drug therapies for Alzheimer's disease have been developed (and more are coming) that can slow the progression of the disease. All major medical groups in the U.S., including the American College of Radiology and the Society of Nuclear Medicine, recognize Brain SPECT Imaging as generally accepted for the identification of the presence of Alzheimer's Disease once symptoms are suspected. Accordingly, third-party payors, including Medicare, provide reimbursement of Brain SPECT Imaging for suspected Alzheimer's Disease.

However, it is now becoming clear that for the new drugs to be most effective it is imperative that the presence of Alzheimer's Disease patterns in the brain be found early, BEFORE Alzheimer's symptoms are present. Accordingly, anyone with a family history of Alzheimer's in their family should have an intense interest in early detection.

**Detection prior to symptoms is the key to effective treatment.**

**Finally, An Objective Diagnostic Tool.**

Research suggests that Brain SPECT Imaging can often identify the presence of Alzheimer's disease and can be used as a screening tool several years before the onset of symptoms of this devastating disease. With early detection, current Alzheimer's drugs are showing promise in their ability to slow the progression of this disorder and have been shown on SPECT to actually improve blood flow in affected parts of the brain. Slowing the progression of Alzheimer's disease gives patients a chance to take advantage of newly developing drug treatments that possibly further slow progression. It can also give them a chance to properly prepare themselves, their families and their affairs for the time when symptoms

the disease begin to emerge.

---

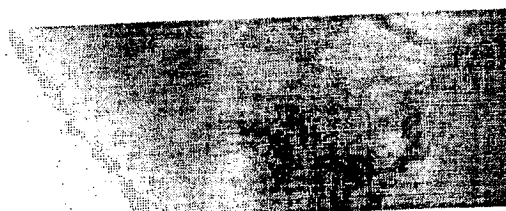
[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006



**BRAIN MATTERS**

*imaging centers*



**:: Testimonials**

*"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."*

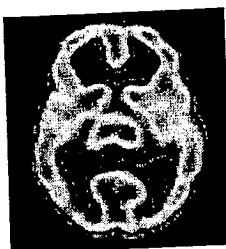
**:: Conditions**

- ADD/ADHD
  - Alzheimer's Disease
  - Anxiety Disorder
  - Autism Spectrum Disorder
  - Bipolar Disorder
  - Depression
  - OCD
  - Traumatic Brain Injury
  - Seizure Localization
  - Stroke
- :: News**
- Press
  - New Centers
  - Get a Scan
  - No Interest Financing

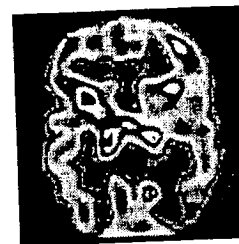
[Home](#) :: [Conditions](#) :: [Company](#) :: [SPECT](#) :: [Patient Info](#) :: [Contact](#)

## Anxiety & Panic Disorder

### Inner Views



Normal



Anxiety & Panic Disorder

### A challenge to diagnose

One in every eight Americans ages 18 to 54 suffers from an **anxiety disorder** totals over 19,000,000 people, making it the most common psychiatric condition in the U.S. **Anxiety Disorder** is actually comprised of seven different types of disorders (**Panic Disorder, Obsessive Compulsive Disorder, Post-Traumatic Stress Disorder, Generalized Disorder, Social Phobia, Agoraphobia** and **Specific Phobias**) and is often co-occurring with other disorders such as depression, making it a very difficult disorder to properly diagnose and treat without diagnostic assistance. **Anxiety** sufferers see an average of 5 physicians before being successfully diagnosed and treated.

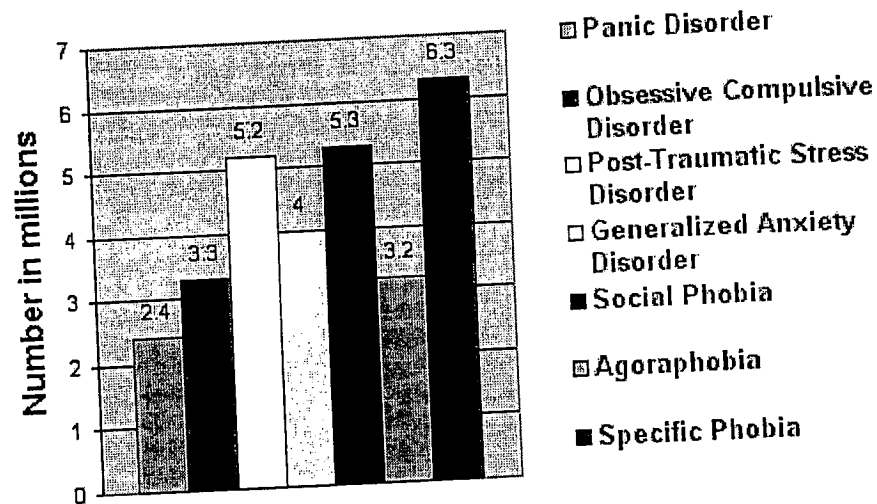
### Proper diagnosis leads to more effective treatment

The various types of anxiety disorders appear as brain dysfunction in different of the brain systems. By identifying these various dysfunctions as well as the presence or absence of other dysfunctions such as depression that may be complicating the condition, Brain SPECT Imaging can help identify the correct offending condition. This empowers physicians to more effectively correlate a patient's behavioral problems with the identified condition and create an effective treatment plan that can be more readily accepted by the patient.





Statistics on Types of Anxiety Disorders



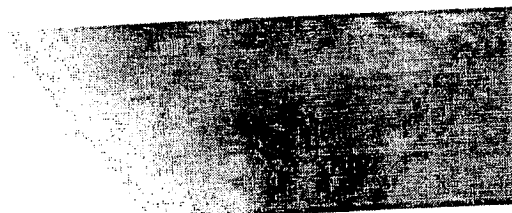
[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006



**BRAIN MATTERS**

imaging centers



**:: Testimonials**

*"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."*

**:: Conditions**

ADD/ADHD  
Alzheimer's Disease  
Anxiety Disorder  
Autism Spectrum Disorder  
Bipolar Disorder  
Depression  
OCD  
Traumatic Brain Injury  
Seizure Localization  
Stroke

**:: News**

Press  
New Centers  
Get a Scan  
No Interest Financing



[Home](#) :: [Conditions](#) :: [Company](#) :: [SPECT](#) :: [Patient Info](#) :: [Contact](#)

## Autism Spectrum Disorder

Autism is a developmental disability that can severely impair an individual's ability to communicate and socially interact with others. It is four times more prevalent in males than females. Currently, autism is believed to affect 1 in every 166 people. Although we do not yet know all the reasons why the rate of people being diagnosed with autism has increased substantially over the past two decades, it is thought to be due in part to improved diagnostic techniques and to changes in the diagnostic criteria for "autism spectrum disorders".

Classic Autism (also known as Kanner's Autism or Syndrome), Asperger's Syndrome and Pervasive Developmental Disorder (PDD) are specific types of neurobehavioral complications classified within a group of developmental conditions known as "Autism Spectrum Disorders". Autism is considered a spectrum disorder because the number and intensity of the symptoms people with autism display may vary widely. However, all individuals afflicted with autism demonstrate impairments to some degree in the following three areas: communication, social relationships and restricted patterns of behavior.

**For example:**

**Social Interaction:** A person with an autism spectrum disorder may not use or understand non-verbal communication, or (s)he may not develop peer relationships that are appropriate to his or her developmental level. Often, there is a noticeable lack of emotional reciprocity (you smile at him but he does not smile back). Adults with autism may appear aloof and indifferent to others; children seem to be wrapped up "in their own world".

**Communication:** There is a significant delay in, or a total lack of, speech development, with no corresponding attempts to communicate by gestures. An autistic individual may have difficulties in sustaining or initiating conversation or he may repeat his or her speech over and over again concerning the same topic.

**Behavior and Interests:** Restricted, repetitive and stereotyped patterns of behavior, interests and activities are a hallmark of autism. An individual with autism or a related disorder may have an intense preoccupation with one subject area of interest. The affected individual may have nonfunctional, rigid rituals or routine behaviors. In children, there is a lack of make-believe or social imitative play. Repetitive motor mannerisms (for example, hand flapping or spinning of objects) may also be present.

**Below are some examples of behaviors that are characteristic of Autism Spectrum Disorders. An individual with autism may exhibit a combination of all of these behaviors, depending on where (s)he falls on the spectrum**

- An infant does not imitate other children and/or does not reach out to their parents.
- A child does not develop age-appropriate peer relationships and has difficulty mixing with others.

- Little or no eye contact, aloof manner, appears detached, lacks spontaneous sharing of interests with others.
- Inappropriate attachments to objects, obsessive, odd play (for example, lining up or spinning toys).
- Resists changes in routine more than typically expected for a child his/her age.
- Eats only certain foods or insists on a preferred texture of clothing.
- Repetitive motor movements and/or demonstrates uneven fine and gross motor skills development.
- Becomes stiff when held, does not like to be touched, or is 'floppy' and has low muscle tone.
- Does not develop speech or has speech and then loses it; does not point or use gesture.
- Repeats words or phrases over and over again; talks only about narrow defined topics.
- Difficulty in discussing abstract concepts takes everything literally or has impaired language skills.

**The Diagnostic and Statistical Manual of Mental Disorders (DSM-IV)** classifies autism as a developmental condition within the group of Autism Spectrum Disorders as a "temporary episodic clinical disorder." This suggests that symptoms of these disorders vary in intensity and that with proper diagnosis and targeted treatment and rehabilitation, there is a possibility of improvement. The specific diagnoses used for autism and related disorders are:

**Autistic Disorder (Classic Autism):** Onset occurs before child is 3 years old. child shows impairment in the three areas of observable symptoms: difficulty in communication, social interaction and repetitive, stereotyped patterns of behavior.

**Childhood Disintegrative Disorder:** The child develops normally in all areas of the first two years, then shows a significant loss of previously acquired skills.

**Rett's Disorder (also known as Rett Syndrome):** Found almost exclusively in females, the child achieves normal development for the first five months, then loses previously acquired communication skills and the purposeful use of the hands. These losses are soon followed by other areas of deterioration, including apraxia (loss of ability to control complex muscle movements), gait disturbances and sometimes seizures. This disorder is very rare.

**Asperger's Disorder (also known as Asperger's Syndrome):** Children with this disorder demonstrate average to above-average intelligence and no significant delay in language but show impairment in social interactions and have a restricted range of interests and activities. These children often can be very talkative, although their speech tends to lack normal fluctuation of tone or prosody. They speak in a pedantic or lecturing tone.

**Pervasive Developmental Disorder, Not Otherwise Specified (Atypical Autism):** In the case of "PDD-NOS", there is significant impairment in the three areas described above, but the child does not meet the full criteria for a specific diagnosis.

## TESTING FOR AUTISM SPECTRUM DISORDERS

At this time, there is no single diagnostic test that can conclusively prove a child has an autism spectrum disorder. The most important signs to watch for are delays in the development of speech and of reciprocal interactions between the child and his/her caregivers. Parent's intuition is an important yardstick here, as well. If you feel that there is something going wrong with your child's development – trust your intuition. This is because you may be picking up on subtle failures in your child's

nonverbal communication with you.

There are several screening tools or checklists which can be useful in deciding whether to pursue further diagnostic workup. These include:

- CHAT – Checklist for Autism in Toddlers
- CARS Childhood Autism Rating Scale
- Autism Screening Questionnaire
- Screening Test for Autism in Two-Year Olds
- Social Reciprocity Scale

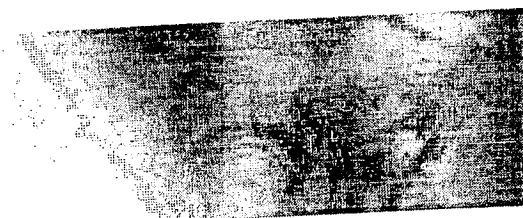
If a child demonstrates elements suggestive of an autism spectrum disorder, a comprehensive evaluation is indicated. The standard clinical diagnostic tool in the field is the ADOS (Autism Diagnostic Observation Schedule) which is a semi-structured assessment of communication, social interaction, and play or imaginative use of materials.

**Other testing also is necessary to rule out other causes of neurological impairment and clarify the diagnosis.**

- **Hearing Tests.** The first assumption most parents make when their child has speech problems or does not respond to aural stimuli is that their child may be deaf. A hearing test can indicate if a child has a hearing impairment. Tests can be performed on children even in infancy; audiologists measure responses such as blinking, staring or turning the head when a sound is presented.
- **Genetic Testing** involves using a blood test to screen for any genetic abnormalities that could cause developmental delays.
- **Metabolic Screening** consists of blood and urine tests to measure how well a person is metabolizing food. Problems in this area can significantly impact a child's growth and development resulting in symptoms similar to autism.
- **Electroencephalograms (EEGs)** measure brain waves, and can uncover seizure disorders or other abnormalities.
- **Head CTs and MRIs** are helpful in detecting structural abnormalities. However, because most children with autism do not have structural abnormalities, these tests usually do not demonstrate specific structural abnormalities.
- **Brain SPECT Imaging** is a method to physiologically map and detail the regions of the brain which are impaired from functioning effectively. Some autism treatment programs are using SPECT scans as part of a battery of tests used in initial assessment and to track a child's improvements.



**BRAIN MATTERS**  
imaging centers



**:: Testimonials**

*"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."*

**:: Conditions**

ADD/ADHD  
Alzheimer's Disease  
Anxiety Disorder  
Autism Spectrum Disorder  
Bipolar Disorder  
Depression  
OCD  
Traumatic Brain Injury  
Seizure Localization  
Stroke

**:: News**

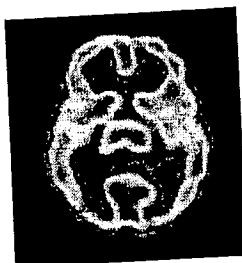
Press  
New Centers  
Get a Scan  
No Interest Financing



[Home](#) :: [Conditions](#) :: [Company](#) :: [SPECT](#) :: [Patient Info](#) :: [Contact](#)

## Bipolar Disorder

### Inner Views



Normal



Bipolar Disorder

### Commonly misdiagnosed.

Bipolar Disorder (also known as Manic-Depressive Illness) affects more than 2,300,000 American adults. Without effective treatment, the illness can lead to suicide in nearly 20% of cases.

Many patients with Bipolar Disorder are misdiagnosed. This occurs most often when a person with Bipolar II Disorder (the less severe form of the disorder), with hypomania is not recognized, is diagnosed with unipolar depression, or when a patient with severe psychotic mania is misjudged to have schizophrenia. Differentiating the initial onset of Bipolar Disorder from schizophrenia is often an extremely difficult diagnosis in acutely psychotic patients.

The psychosis and paranoia that accompany Bipolar Disorder increase the difficulty of treatment compliance. It is often essential that family members be available to encourage the patient to keep-up with medications. However, unless the family members fully understand and approve of the treatment plan, family members afraid of the stigma of mental illness and/or scornful of psychiatric medicine often collude with the non-compliance decisions of the patient.

### Bipolar Disorder Treatment Challenges:

In addition, since Bipolar Disorder is usually quite responsive to medication, or the disorder improves, patients feel so normal they do not believe they ever had a chronic problem to begin with. So, they stop taking the medications, which will result in increasing the chances for relapse. This is actually one of the most significant problems in people diagnosed with Bipolar Disorder.

### When a Picture is worth MORE than a thousand words.

Brain SPECT Imaging can provide objective assessment data that can be quite helpful in the physician's differential diagnosis of Bipolar Disorder. In addition, it provides the patient and the patient's family members with graphic evidence that Bipolar Disorder is a biological problem that can be effectively treated as such.

Through this better understanding of the problem, both patients and family members are more likely to comply with and support treatment plans.

---

[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006



**BRAIN MATTERS**  
imaging centers



**:: Testimonials**

*"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."*

**:: Conditions**

- ADD/ADHD
- Alzheimer's Disease
- Anxiety Disorder
- Autism Spectrum Disorder
- Bipolar Disorder
- Depression
- OCD
- Traumatic Brain Injury
- Seizure Localization
- Stroke

**:: News**

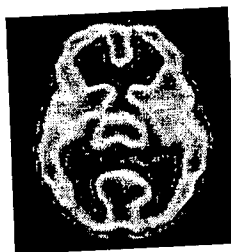
- Press
- New Centers
- Get a Scan
- No Interest Financing



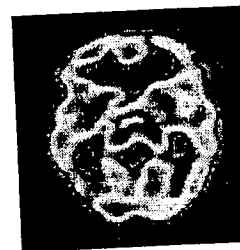
[Home](#) :: [Conditions](#) :: [Company](#) :: [SPECT](#) :: [Patient Info](#) :: [Contact](#)

## Depression

### Inner Views



Normal



Depression

Depressive disorders are the second most pervasive psychiatric conditions in the world (slightly second to anxiety disorders). They affect approximately 19,000,000 American adults. During their lifetime, approximately 5-12% of men and 10-15% of women will have at least one episode of a major depressive disorder. More than half of these people will have another episode of depression at some point in their lives. Twenty percent of patients visiting primary care physicians have depressive symptoms.

The effects of depression are staggering. A recent study sponsored by the World Health Organization and the World Bank found major depression to be the leading cause of disability in the U.S. and worldwide. Eighty percent of suicides are caused by persons who have depressive illness. Fifteen percent of people who have significant mood disorders commit suicide.

Even though 80-90% of people with major depression can be treated successfully, only about a third of those seek help. The primary reason for this reticence is the stigma associated with admitting to emotional difficulties. Only 38% of Americans believe that depression is a "health" problem. These people view depression as a personal weakness, not a medical illness.

### Missing the Mark

The medical profession itself sometimes struggles with accurately diagnosing depressive disorders and other mood disorders. It has been reported that of the people with mood disorders that have sought help, 29% took over 10 years before receiving a correct diagnosis. And 60% of patients reported receiving an incorrect diagnosis before receiving the correct one. This problem is due in large part to the fact that there is a high degree of variation among people with depression in the onset of symptoms, course of illness and response to treatment. This variability poses a major challenge to clinicians attempting to understand and treat depression with the use of objective diagnostic testing tools.

### Finally, Help & Hope

## Depression &amp; Brain SPECT Imaging

Brain SPECT Imaging can be a major help to physicians in their diagnosis and treatment of depressive disorders. Brain SPECT Imaging can show us whether parts of the brain that are generally believed to be involved in depressive disorders are working properly or not. Armed with this information, physicians can better correlate the patient's clinical symptoms and arrive at a diagnosis that is supported by objective diagnostic evidence. It has been our experience that the ability to visualize one's brain processes most often helps patients accept the existence of the diagnosed condition and enhances patient compliance with their treatment plans.

---

[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006





**BRAIN MATTERS**  
imaging centers



Home :: Conditions :: Company :: SPECT :: Patient Info :: Contact

**:: Testimonials**

*"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."*

**:: Conditions**

ADD/ADHD  
Alzheimer's Disease  
Anxiety Disorder  
Autism Spectrum Disorder  
Bipolar Disorder  
Depression  
OCD  
Traumatic Brain Injury  
Seizure Localization  
Stroke

**:: News**

Press  
New Centers  
Get a Scan  
No Interest Financing



## OCD - Obsessive Compulsive Disorder

### Inner Views



Normal



Obsessive Compulsive Disorder

One in fifty adults in the U.S. currently has OCD, and twice that many have had some point in their lives. Fortunately, OCD is now very treatable.

### What Is Obsessive-Compulsive Disorder?

Worries, doubts, superstitious beliefs all are common in everyday life. However, when they become so excessive or make no sense at all, then a diagnosis of OCD is made. In OCD, it is as though the brain gets stuck on a particular thought or and just can't let go. OCD is a medical brain disorder that causes problems in information processing. It is not your fault or the result of a "weak" or unstable personality. Research suggests that OCD involves problems in communication between the front part of the brain (the frontal lobe) and deeper structures (the basal ganglia). These brain structures use the chemical messenger serotonin. It is believed that insufficient levels of serotonin are prominently involved in OCD. I believe that increase the brain concentration of serotonin often help improve OCD symptoms. Brain SPECT images of the brain at work show that the brain circuitry involved in OCD return toward normal in those who improve after taking a serotonin medication or receiving cognitive-behavioral psychotherapy. When OCD starts suddenly in childhood in association with strep throat, an autoimmune mechanism may be involved. This is known as PANDAS (Pediatric Autoimmune Neurologic Disorder Associated with Strep). There are lab tests that can determine the presence of this cause of OCD and, if present, this type of OCD can often be cured by various treatments.

### What are the symptoms of Obsessive-Compulsive Disorder?

OCD usually involves having both obsessions and compulsions, though a person with OCD may sometimes have only one or the other. OCD symptoms can occur in people of all ages. Not all Obsessive-Compulsive behaviors represent an illness. Some rituals (e.g., bedtime songs, religious practices) are a welcome part of daily life. Normal worries, such as contamination fears, may increase during times of stress, such as when someone in the family is sick or dying. Only when symptoms persist, make no sense, cause much distress, or interfere with functioning do they need clinical attention.

### 1. Obsessions

Obsessions are thoughts, images, or impulses that occur over and over again feel out of your control. You don't want to have these ideas, you find them disturbing and intrusive, and you usually recognize that they don't really make sense. You may worry excessively, be obsessed with singularly focused ideas have obsessive fears. These obsessions are accompanied by uncomfortable feelings, such as fear, disgust, doubt, or a sensation that things have to be done "just so."

### 2. Compulsions

People with OCD typically try to make their obsessions go away by performing compulsions. Compulsions are acts the person performs over and over again, according to certain "rules." Unlike compulsive drinking or gambling, OCD compulsions do not give the person pleasure. Rather, the rituals are performed to obtain relief from the discomfort caused by the obsessions.

### 3. Other features of Obsessive-Compulsive Disorder:

- OCD symptoms cause distress, take up a lot of time (more than an hour a day), or significantly interfere with the person's work, social life, or relationships.
- Most individuals with OCD recognize at some point that their obsession is coming from within their own minds and are not just excessive worries about real problems, and that the compulsions they perform are excessive or unreasonable. When someone with OCD does not recognize that their beliefs and actions are unreasonable, this is called OCD with poor insight.
- OCD symptoms tend to wax and wane over time. Some may be little more than background noise; others may produce extremely severe distress.

### When does Obsessive-Compulsive Disorder begin?

OCD can start at any time from preschool age to adulthood (usually by age 40). One third to one half of adults with OCD report that it started during childhood. Unfortunately, OCD often goes unrecognized. On average, people with OCD see three to four doctors and spend over 9 years seeking treatment before they receive a correct diagnosis. Studies have also found that it takes an average of 17 years from the time OCD begins for people to obtain appropriate treatment. OCD tends to be under-diagnosed and under-treated for a number of reasons. People with OCD may be secretive about their symptoms or lack insight about their illness. Many healthcare providers are not familiar with the symptoms or are not trained in providing the appropriate treatments. Some people may not have access to treatment resources. This is unfortunate since earlier diagnosis and proper treatment, including finding the right medications, can help people avoid the suffering associated with OCD and lessen the risk of developing other problems such as depression or marital and work problems.

### What other problems are sometimes confused with OCD?

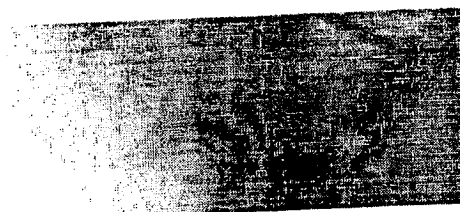
- Some disorders that closely resemble OCD and may respond to some of the same treatments are Trichotillomania (compulsive hair pulling), body dysmorphic disorder (imagined ugliness), and habit disorders, such as nail biting or skin picking. While they share superficial similarities, impulse control problems, such as substance abuse, pathological gambling, or compulsive sexual activity, are probably not related to OCD in any substantial way.
- The most common conditions that resemble OCD are the tic disorders (Tourette's disorder and other motor and vocal tic disorders). Tics are involuntary motor behaviors (such as facial grimacing) or vocal behaviors (such as snorting) that often occur in response to a feeling of discomfort.

More complex tics, like touching or tapping tics, may closely resemble compulsions. Tics and OCD occur together much more often when the or tics begin during childhood.

- Depression and OCD often occur together in adults, and, less common in children and adolescents. However, unless depression is also present, people with OCD are not generally sad or lacking in pleasure, and people who are depressed but do not have OCD rarely have the kinds of intrusive thoughts that are characteristic of OCD.
- Although stress can make OCD worse, most people with OCD report that the symptoms can come and go on their own. OCD is easy to distinguish from a condition called posttraumatic stress disorder, because OCD is not caused by a terrible event.
- Schizophrenia, delusional disorders, and other psychotic conditions are usually easy to distinguish from OCD. Unlike psychotic individuals, people with OCD continue to have a clear idea of what is real and what is not.
- In children and adolescents, OCD may worsen or cause disruptive behaviors, exaggerate a pre-existing learning disorder, cause problems with attention and concentration, or interfere with learning at school. In many children with OCD, these disruptive behaviors are related to the OCD and will go away when the OCD is successfully treated.
- Individuals with OCD may have substance-abuse problems, sometimes as a result of attempts to self-medicate. Specific treatment for the substance abuse is usually also needed.
- Children and adults with pervasive developmental disorders (autism, Asperger's Disorder) are extremely rigid and compulsive, with stereotypical behaviors that somewhat resemble very severe OCD. However, those with pervasive developmental disorders have extremely severe problems relating to and communicating with other people, which do not occur in OCD. Only a small number of those with OCD have the collection of personality traits called Obsessive Compulsive Personality Disorder (OCPD). Despite its similar name, OCPD does not involve obsessions and compulsions, but rather is a personality pattern that involves a preoccupation with rules, schedules, and lists; perfectionism; an excessive devotion to work; rigid and inflexibility. However, when people have both OCPD and OCD, the successful treatment of the OCD often causes a favorable change in the person's personality.



**BRAIN MATTERS**  
imaging centers



## :: Testimonials

*"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was "normal", was not the best of me and my abilities."*

## :: Conditions

ADD/ADHD

Alzheimer's Disease

Anxiety Disorder

Autism Spectrum Disorder

Bipolar Disorder

Depression

OCD

Traumatic Brain Injury

Seizure Localization

Stroke

## :: News

Press

New Centers

Get a Scan

No Interest Financing

[Home](#) :: [Conditions](#) :: [Company](#) :: [SPECT](#) :: [Patient Info](#) :: [Contact](#)

## What is a seizure?



A seizure is a sudden surge of electrical activity in the brain that usually affects a person feels or acts for a short time. Seizures are not a disease in themselves. Instead, they are a symptom of many different disorders that can affect the brain. Some seizures can hardly be noticed. Others are totally disabling.

A person who has had at least two seizures that were not caused by some known medical condition like alcohol withdrawal or extremely low blood sugar is classified as having epilepsy. The seizures in epilepsy may be related to a brain injury or family tendency, but often the cause is completely unknown. The word "epilepsy" does not indicate anything about the cause of the person's seizures or how severe they are.

About half of the people who have one seizure without a clear cause will have another one, usually within a year. You are twice as likely to have another seizure if you have a known brain injury or other type of brain abnormality. If you do have seizures, there's about an 80% chance that you'll have more.

If your first seizure occurred at the time of an injury or infection in the brain, you are more likely to develop epilepsy than if you had not had a seizure in that situation.

More than 1.5 million Americans have been treated for epilepsy in the last 5 years. That's 6.5 out of every 1,000 people.

Brain SPECT Imaging for the Detection of a Seizure focus.

### A. Partial Complex Seizures/Temporal Lobe Epilepsy:

Seizures can be classified as either partial (focal) or generalized. Partial seizures originate in a given area of the brain and can be divided into simple (with no impairment of consciousness) and complex (with impairment of consciousness). Both simple and complex partial seizures may be preceded by sensations such as smells, tingling, or buzzing. About 10%-20% of patients with partial complex seizures have inadequate control on medical treatment. Patients unresponsive to anti-convulsant therapy may be surgical candidates which can render the patient seizure free. Scalp EEG often fails to accurately localize the seizure focus and although depth EEG is much more accurate, it is also extremely invasive and suffers from regional under sampling. CT and MRI have low sensitivity for seizure foci detection, 17% and 34% respectively.



### 1) SPECT Imaging During Ictal Phase.

Brain SPECT imaging can localize the seizure focus in 80% to 100% of patients during the ictal (during seizure) phase. Ictal SPECT studies have reported sensitivities between 81% to 93% (specificity 89%-97% for temporal lobe epilepsy and 73%-92% for neocortical epilepsy). The positive predictive value of SPECT imaging for localizing a unilateral seizure focus can be as high as 97%. Superimposition of SPECT images on MRI images can also aid in improved spatial localization.

### 2) SPECT During Inter-Ictal Phase.

Following a seizure, there is relatively rapid progression (generally within 20 minutes) to a lessened blood flow (hypoperfused) state which persists through the inter-ictal (seizure free) phase. SPECT studies performed during the inter-ictal phase will demonstrate an area of diminished activity at the seizure focus in up to 50% to 70% of patients. The area of lessened blood flow (hypoperfusion) is often much larger than the area of abnormality shown in the ictal phase.

Prognostically, patients with normal SPECT findings in the face of a localizing EEG are at a higher risk for a poor surgical outcome. However, it is imperative to note that a combination of a SPECT imaging finding of lessened blood flow (hypoperfusion) in the inter-ictal (seizure free) phase with more blood flow (hyperperfusion) in the same region on the SPECT ictal (during seizure) exam increases the absolute specificity of the seizure focus.

### B). Frontal Lobe Epilepsy:

In the evaluation of frontal lobe epilepsy, SPECT imaging has demonstrated an increased blood flow (hyperperfused) seizure focus during the ictal (during seizure) phase in 90% of cases.

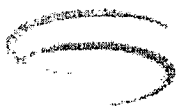
### C). Status Epilepticus:

Status epilepticus is a condition in which seizures occur either continuously or frequently that patients do not return to their baseline state between seizures. Although EEG can be very useful in the diagnosis, EEG abnormalities may be subtle or absent in these patients. In the evaluation of partial status epilepticus (during seizure) SPECT studies have demonstrated focal increased blood flow (hyperperfusion) in areas concordant with that suggested by EEG. Status epilepticus produces long term changes in regional brain blood flow that are not evident following a single seizure. As a result of this, persistent increased blood flow (hyperperfusion) may be observed by SPECT imaging for a prolonged period of time (possibly out to 6 days following the event).

---

[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006



**BRAIN MATTERS**  
imaging centers



## :: Testimonials

*"The scans opened the door for me to understand my symptoms, to see that what I'd been living with and thought was 'normal', was not the best of me and my abilities."*

## :: Conditions

ADD/ADHD

Alzheimer's Disease

Anxiety Disorder

Autism Spectrum Disorder

Bipolar Disorder

Depression

OCD

Traumatic Brain Injury

Seizure Localization

Stroke

## :: News

Press

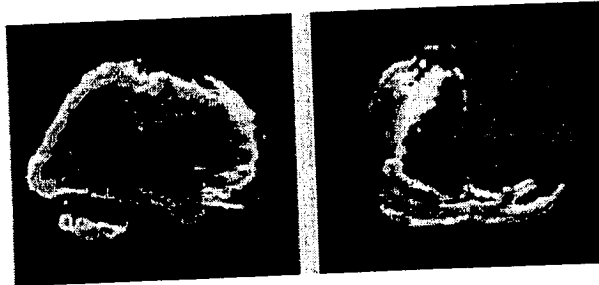
New Centers

Get a Scan

No Interest Financing

Home :: Conditions :: Company :: SPECT :: Patient Info :: Contact

## Stroke



- About 700,000 Americans each year suffer a new or recurrent stroke. That means, on average, a stroke occurs every 45 seconds.
- Stroke kills nearly 164,000 people a year. That's about 1 of every 15 deaths. It's the No. 3 cause of death behind diseases of the heart and cancer.
- About every 3 minutes, someone dies of stroke.
- Americans will pay an estimated \$54 billion in 2005 for stroke-related medical costs and disability.

## What is a stroke?

A stroke is damage (of any degree) to the brain caused by lack of blood flow in brain blood vessels. Strokes occur when one of these blood vessels becomes blocked or damaged, preventing blood flow to a part of the brain.

Brain tissue depends on a continuous supply of oxygen and glucose to keep neurons (nerve cells) alive. During a stroke, brain tissue is cut off from its supply of oxygen and within 3-4 minutes, neurons begin to die. Without immediate help, significant brain damage can occur. A stroke is a "brain attack". In a stroke, the brain is damaged.

## Kinds of stroke

There are two major categories of stroke. Hemorrhagic strokes occur when a weakened blood vessel in the brain leaks or ruptures. About 20% of strokes are hemorrhagic. Ischemic strokes occur when blood vessels in the brain are blocked usually by a clot, but also by atherosclerotic narrowing. About 80% of strokes are ischemic.

## What happens after a stroke?

The results of a stroke depend very much upon how much brain is damaged and what parts of the brain are damaged. Given that the brain is what controls our thoughts, emotions, actions, and our body, the after-effects of a stroke can influence a person's whole life. Effects can be subtle, such as memory impairment, problems with thinking, or a change in emotional regulation. Effects can be all-encompassing, such as paralysis, loss of speech, or numbness.



## Brain Attack !!

The symptoms of a stroke usually occur quickly and can include:

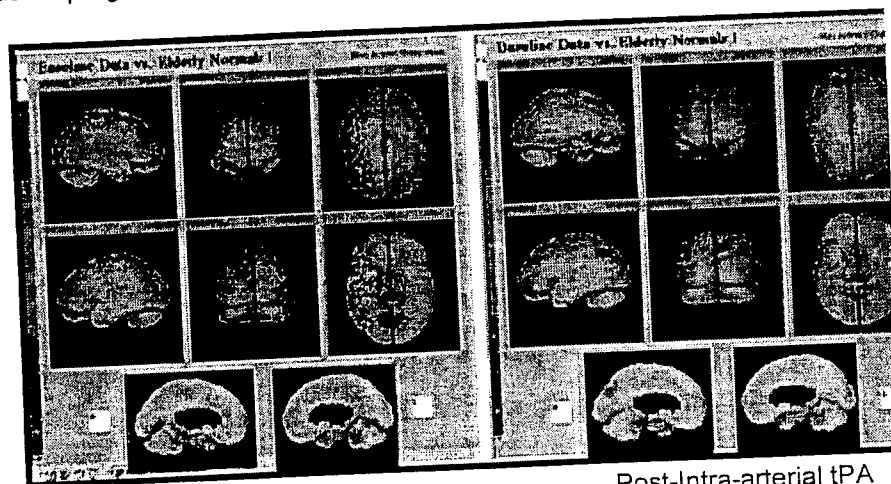
- sudden numbness or weakness in the face or body, especially if on one side
- sudden confusion or sudden difficulty speaking or understanding speech
- sudden trouble seeing in one or both eyes
- sudden trouble walking, loss of balance or coordination, dizziness
- sudden severe headache with no known cause

A stroke is a medical emergency. The immediate response to seeing or experiencing any of the above symptoms is to call 9-1-1. The person should go to the nearest hospital or emergency room that specializes in stroke treatment. Remember every minute that the brain is deprived of oxygen, more brain cells die. Time is brain.

## Treatment for strokes

Hemorrhagic strokes need to be treated quickly to prevent damage not only due to loss of blood flow to a part of the brain, but due to the pressure exerted by the leaking blood. As that volume of accumulated blood grows, it can compress and damage other parts of the brain. Ischemic strokes can often be treated with angioplasty to open narrowed blood vessels or with clot dissolving agents. Recently, the FDA has approved intravenous tPA (tissue Plasminogen Activator) as a treatment for stroke. Intravenous tPA can often reduce the clot and therefore reduce the severity of a stroke. However, it must be administered within 3 hours to be effective.

An exciting new development in the treatment of strokes may provide a few more precious hours to treat these devastating brain attacks. By threading a thin catheter into the blocked blood vessel, it is possible to deliver the clot-busting agent, tPA, directly into the blood clot. By use of intra-arterial tPA administration, physicians can literally dissolve the clot and save as many as two-thirds of stroke patients from ever suffering the devastating effects of a stroke. Brain SPECT imaging can play an important role in interventional stroke cases by providing quantitative information that can identify the extent and severity of the stroke damage initially and track the effectiveness of the initial intervention and follow-up treatments. This provides valuable prognostic information for both treatment and rehabilitation purposes.



Pre-Intra-arterial tPA  
(Patient Compared to Normative Database)  
(Blue and Green denotes area of stroke)

Post-Intra-arterial tPA

**What can I do to prevent a stroke?**

- Smoking doubles your risk of a stroke. Find smoking cessation resources in your community. Don't start.
- High cholesterol doubles your risk of a stroke. Have your cholesterol checked and follow a low cholesterol diet.
- High blood pressure increases your risk of a stroke by 4-6 fold. Have your blood pressure checked and control your blood pressure. If prescribed medication for blood pressure problems, make sure you always take your medication.
- Heart disease increases your risk of a stroke by 6 fold. Follow your physician's recommendation concerning your heart disease.
- Heavy drinking of alcohol is associated with increased stroke rates. Limit your drinking. Get help, if you cannot control your drinking.
- Being overweight increases your risk of heart disease, high cholesterol, blood pressure, and diabetes – all of these increase your risk of a stroke.

---

[Home](#) | [Company](#) | [SPECT](#) | [Patient Info](#) | [Contact Us](#) | [Site Map](#) | [Privacy Policy](#) | [Disclaimer](#)

Brain Matters Imaging Centers © 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
	)	Serial No. 78/321,810
	)	
v.	)	Filing Date: 10/31/2003
	)	
Brain Matters, Inc.,	)	
	)	
Applicant	)	Published: 12/20/2005

**AFFIDAVIT OF NANCY GOODHUE**

Nancy Goodhue, being duly sworn on oath, states as follows:

1. I am and have been the Chief Clinical Officer and Clinical Director of Brain Matters, Inc. since it began. I am submitting this Affidavit in lieu of appearing for a testimonial deposition. I have first hand knowledge of the matters set forth in this Affidavit and, if called to testify, I would testify in response to appropriate questions as follows.

2. I suggested that the company be named "Brain Matters." At the time I suggested the name, I had never heard of it before. I was not aware that the American Academy of Neurology owned a trademark, "The Brain Matters," or owned a website with a domain name of www.thebrainmatters.org. I had no intent to compete with the registration or use of the mark "The Brain Matters" and I had no intent to trade on the goodwill associated with that mark, if any.

3. I believed that the name was an appropriate choice because it has the connotation of "all matters related to the brain." I did not think in terms of the physical components of the brain.

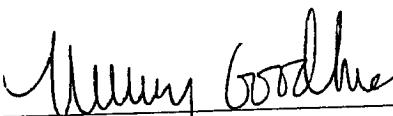
4. I was not part of the discussions or analysis relating to whether the name should be adopted. I played no role in that decision. I played no role in the mechanics of registering the name, whether as a trademark or otherwise.

5. I am not aware of any member of the public confusing the advertising, services, website, or name of Brain Matters, Inc. with that of the AAN, including the AAN's website, www.thebrainmatters.org, at any time since I began working at Brain Matters, Inc.


6. To my knowledge, no person has ever called or otherwise communicated

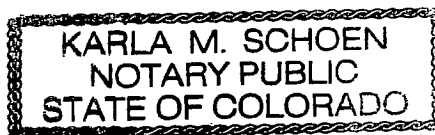
with Brain Matters, Inc. asking whether there is or was a relationship between the AAN and Brain Matters, Inc. I am not aware of any member of the public confusing the mark "Brain Matters" with the mark "The Brain Matters."

May 16, 2007.

  
Nancy Goodhue

Subscribed and sworn before me this 16<sup>th</sup> day of May, 2007 by Nancy Goodhue.  
Witness my hand and official seal.

  
Notary Public



MY COMMISSION EXPIRES 2/26/2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
	)	Serial No. 78/321,810
v.	)	
	)	Filing Date: 10/31/2003
Brain Matters, Inc.,	)	
	)	
Applicant	)	Published: 12/20/2005

**AFFIDAVIT OF JULIE BANTA**

Julie Banta, being duly sworn on oath, states as follows:

1. I am the Director of Patient Care Coordination for Brain Matters, Inc. I have held that position for a year and a half. Before that, I was a patient care coordinator since I joined the company in March 2004. I am submitting this Affidavit in lieu of appearing for a testimonial deposition. I have first hand knowledge of the matters set forth in this Affidavit and, if called to testify, I would testify in response to appropriate questions as follows.

2. As a patient care coordinator, I scheduled patients for SPECT imaging scans, explained the protocols surrounding the procedure, fielded questions and inquiries from potential referral sources, and collected money from patients, among other things.

3. Now, in addition to performing those functions, I supervise others who perform the same tasks.

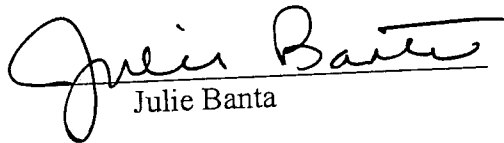
4. When prospective patients first call Brain Matters, Inc., patient care coordinators ask them how they heard about the company and the SPECT imaging scans, among other things. Their responses are placed into a practice management system that tracks the referral sources of patients and prospective patients, among other things. That process is done in the ordinary course of business, prepared by people who have first-hand knowledge of the information. It is prepared at or near the time the information was received and it is the regular practice of Brain Matters, Inc. to keep such records.

5. I am not aware of any member of the public confusing the advertising, services, website, or name of Brain Matters, Inc. with that of the AAN, including the AAN's website, [www.thebrainmatters.org](http://www.thebrainmatters.org), at any time since I began working at Brain Matters, Inc.


6. To my knowledge, no person has ever called or otherwise communicated

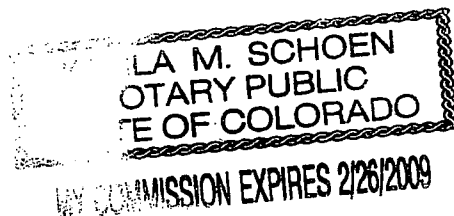
with Brain Matters, Inc. asking whether there is or was a relationship between the AAN and Brain Matters, Inc. I am not aware of any member of the public confusing the mark "Brain Matters" with the mark "The Brain Matters."

May 16, 2007.

  
Julie Banta

Subscribed and sworn before me this 16<sup>th</sup> day of May, 2007 by Julie Banta.  
Witness my hand and official seal.

  
Notary Public



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
	)	Serial No. 78/321,810
	)	
v.	)	Filing Date: 10/31/2003
	)	
Brain Matters, Inc.,	)	
	)	
Applicant	)	Published: 12/20/2005

**AFFIDAVIT OF CHARLES REED**

Charles Reed, being duly sworn on oath, states as follows:

1. I am currently the Chief Business Development Officer for Brain Matters, Inc. I have held that position for about a year. Before that I was the Director of Business Development, beginning in August or September 2004. I am submitting this Affidavit in lieu of appearing for a testimonial deposition. I have first hand knowledge of the matters set forth in this Affidavit and, if called to testify, I would testify in response to appropriate questions as follows.

2. My responsibilities include managing the internet website and all internet applications. I am in charge of the business development tasks within the company and for the outside sales force. In addition, I oversee advertising, do all of the media buying, approve messages that go out, and produce television, radio and print advertisements.

3. Brain Matters, Inc. has a multi-pronged sales and marketing model aimed at medical professionals and consumers. Consumers include patients, prospective patients, their families and the general public.

4. The name Brain Matters Imaging Centers is used in print, TV and radio ads, and on the internet, signage, business cards, stationary, and business plans. The purpose of all advertising media is to obtain patients to have SPECT imaging scans for a fee.

5. In November 2003, Brain Matters, Inc. introduced an internet website using the domain name www.brainmattersinc.com. The content of the website has changed over time and an excerpt of the website's content in its present form is attached as Exhibit 1 to the affidavit of John Goodhue. The purpose of the website is to obtain patients to have SPECT imaging scans for a fee. To the extent that the website contains information about various medical and psychiatric illnesses that may be diagnosed by the imaging, it does so in order to obtain patients to have SPECT imaging scans for a fee.

6. At the top of each page of the internet website, the name "Brain Matters" is accompanied by the term "Imaging Center" and the company's logo. "Brain Matters" is not used in isolation on the website, thus eliminating the risk of any possible confusion with the mark "The Brain Matters." See Exhibit 1 to the Affidavit of John Goodhue.

7. I am not aware of any member of the public confusing the advertising, services, website, or name of Brain Matters, Inc. with that of the AAN, including the AAN's website, www.thebrainmatters.org, at any time since I began working at Brain Matters, Inc.

8. To my knowledge, no person has ever called or otherwise communicated with Brain Matters, Inc. asking whether there is or was a relationship between the AAN and Brain Matters, Inc. I am not aware of any member of the public confusing the mark "Brain Matters" with the mark "The Brain Matters."

9. In 2006, Brain Matters, Inc. spent approximately \$670,000 advertising and promoting its mark "Brain Matters" in connection with SPECT brain imaging services.

10. Exhibits 2 through 6 are true and correct copies of a representative sample of Brain Matters, Inc.'s advertising. In all of them, Brain Matters, Inc. states that its function is to provide brain imaging.

11. When potential patients first call Brain Matters, Inc., they are referred to patient care coordinators. The purpose of patient care coordinators is to schedule patients for SPECT imaging scans, explain the protocols surrounding the procedure, field questions and inquiries from potential referral sources, and collect money from patients, among other things.

12. When prospective patients first call Brain Matters, Inc., patient care coordinators ask them how they heard about the company and the SPECT imaging scans, among other things. Their responses are placed into a practice management system that tracks the referral sources of patients and prospective patients.

13. Exhibit 7 is a true and correct copy of a document titled "Patient Referral Sources." I prepared that document based on information placed into the practice management system by the patient care coordinators. That information is kept in the ordinary course of business. The records are prepared by people who have first-hand knowledge of the information, at or near the time the information is received and it is the regular practice of Brain Matters, Inc. to keep such records. I am the custodian of the records placed into the practice management system and the practice management system itself.

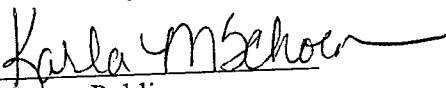
14. Exhibit 7 reflects a seven month sample of the referral sources for potential patients from March 2006 to November 2006. It includes the percentages of potential patients from various sources. The percentages include both people who

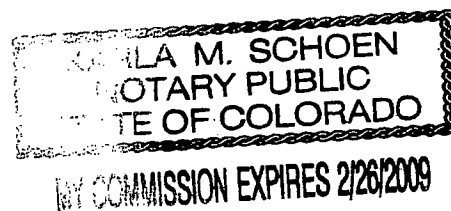
become patients and those who do not. To the best of my knowledge, the information on Exhibit 7 is true and correct as it relates to that time period.

May 16, 2007

  
Charles Reed

Subscribed and sworn before me this 16<sup>th</sup> day of May, 2007 by Charles Reed.  
Witness my hand and official seal.

  
Notary Public



## **EXHIBIT 2**



- ☐ Quality Control Proof  
☐ Outside First Proof  
☐ Outside Second Proof  
☐ In-House / To Sales Only

SP109248

Brain Matters

Heidi Menard

Alexandra Arellano

Start Date: -

Last User: Naomi Foster

Wed, June 28, 2006 - 11:50:18 AM

Ins. Date

Pub.

Sect.

Loc.

Size: 3 x 5" - Actual Size:  
5.729" x 5"

## WE LOOKED EVERYWHERE FOR HELP



- DEPRESSION & BIPOLAR DISORDER
- ADD/ADHD/OCD
- Traumatic Brain Injury
- Alzheimer's
- Autism

*"Brain Matters help restored our family, we are extremely grateful  
for the help we received for the treatment of our son.  
He now leads an exciting and healthy life."*

**BRAIN MATTERS**  
brain function imaging

720.941.6428 • [www.brainmattersinc.com](http://www.brainmattersinc.com)

SP109248

**EXHIBIT 3**

- ☐ Quality Control Proof  
☐ Outside First Proof  
☐ Outside Second Proof  
☐ In-House / To Sales Only

**SP109241**

Brain Matters

Heidi Menard

Alexandra Arellano

Start Date: -

Last User: Naomi Foster  
 Wed, June 28, 2006 - 11:24:04 AM

Ins. Date

Pub.

Sect.

Loc.

Size: 3 x 5" - Actual Size:  
 5.729" x 5"

## I DON'T KNOW WHAT TO DO



- ADD/ADHD/OCD
- Traumatic Brain Injury
- Depression/Bipolar Disorder
- Alzheimer's
- Autism

*Introducing SPECT imaging (Single Photon Emission Computed Tomography). SPECT looks at which areas of the brain have too much or too little blood flow, determining which areas of the brain are working too hard or not hard enough. SPECT identifies undiagnosed/undiagnosed conditions, simplifies complicated cases, helps reduce stigma of mental illness and helps family/friends understand and support their loved ones.*

**BRAIN MATTERS**

brain function imaging

720.941.6428 • [www.brainmattersinc.com](http://www.brainmattersinc.com)

SP109241

BMI 00051

**EXHIBIT 4**

**SPEC AD**

**THIS AD WILL NOT APPEAR**

Ads that contain no  
directory because

EXHIBIT D

Yellow Page AD

From 2003

tDex

inted  
nks.

Directory: Denver YP  
Heading: Alzheimer's information & Treatment  
Sales Consultant: John Strine, Aurora

## Brain Matters, Inc. Neuro Imaging Center

### Functional Brain Imaging

#### ASSISTING YOUR PHYSICIAN IN DIAGNOSING:

- Alzheimer's
- Brain Damage from Stroke
- Traumatic Brain Injury
- Dementia
- Neurobehavioral Disorders

Call our Center now about a Brain SPECT Scan

720-941-6428

201 University Blvd., Suite 200, Denver (In Cherry Creek)  
[www.brain-matters.com](http://www.brain-matters.com)

Modified: Wednesday, August 27, 2003, 4:20 PM by L. Leber

QwestDex advertisers receive, on average, \$14 for every \$1 invested in Display Ads.

CRM Associates, 2002.

The return on investment claims are based on statistical averages and are not a predictor or guarantee of similar results that an individual advertiser may receive through advertising in QwestDex directories.  
Content created or procured for any advertisement by QwestDex is its property and recipient may not use or copy the same without prior written permission.

PLEASE DO NOT WRITE BELOW THIS LINE



60569611



DNV



Q02P



9416428



408508

BMI 00022

## **EXHIBIT 5**

60-sec ads: bullet points

1. Before scan

- You're excited about getting your brain scanned at Brain Matters Imaging Centers.
- A SPECT scan will track the function in every region of your brain by tracking blood flow, and show you pictures of how your brain is working.
- Symptoms you experience make you aware there may be a problem, and you are curious about the nature of the problem.
- Symptoms may affect your ability to function at your best
- You may believe you know what the problem is, based on your symptoms, but the same symptoms can come from a lot of different brain processes.
- Fears about the scan may include that the camera is enclosed like in an MRI scan or that it will be noisy.
- The procedures are recognized by the American College of Radiology and Society of Nuclear Medicine.
- The clinic is supervised by and the scans are interpreted by board certified medical doctors
- Accepting most insurance plans and affordable, zero percent financing for those without insurance.
- Brain Matters Imaging Centers [www.seeyourbrain.com](http://www.seeyourbrain.com) 303-623-1179

2. After scan

- Pleasant customer service experience at clinic; reassuring staff; astute clinician and highly skilled technologist.
- Painless, easy scan process (not confined)
- Difference between SPECT and MRI's and CT's
  - MRI's and CT scans show structural damage
  - SPECT scans track blood flow through every region in the brain, which is directly related to function of those regions.
  - Provides a more thorough picture of what's going on in your brain.
  - There is often more than one issue identified. ADD/ADHD can be accompanied by brain injury, anxiety, or bipolar disorder.
  - A medication that may be right for one condition, but might make another condition worse.
  - A brain SPECT scan enables your doctor to accurately identify abnormal brain function, so your treatment can address exactly what will benefit you the most.
- SPECT scans are used to help detect the brain processes that underlie ADD/ADHD • Traumatic Brain Injury • Autism • OCD • Anxiety • Depression • Bipolar Disorder • Alzheimer's • Stroke • Seizure
- Accepting most insurance plans and affordable, zero percent financing for those without insurance.
- Brain Matters Imaging Centers [www.seeyourbrain.com](http://www.seeyourbrain.com) 303-623-1179

### 3. After Review

- Review process in general
  - Presentation of information
- What you learned about how your brain works
- You can actually now see what is going on in your brain
  - How the results differed from what you thought was going on based on your symptoms
- How you and your doctor can use this information to optimize your treatment plan going forward
- Accepting most insurance plans and affordable, zero percent financing for those without insurance.
- Brain Matters Imaging Centers [www.seeyourbrain.com](http://www.seeyourbrain.com) 303-623-1179

### 30-sec ads; scripts

1.

BOYLES Are you constantly anxious? Forgetful? Depressed? Do you have trouble focusing your attention or controlling your behavior? Hi, I'm Peter Boyles. These are all symptoms of a brain struggling to work efficiently. You and your doctor can obtain scientific, reliable information on how your brain is working with a brain-function SPECT scan at Brain Matters Imaging Centers. Don't just treat the symptoms, treat the problem. Find out more by calling 303-623-1179 or online at [seeyourbrain.com](http://seeyourbrain.com). Brain Matters 303-623-1179.

2.

BOYLES: Maybe your child has learning difficulties...or your spouse has unpredictable mood swings. Maybe you are anxious or depressed. Hi, I'm Peter Boyles. These symptoms and others



are caused by abnormal brain function. A SPECT brain scan from Brain Matters Imaging Centers helps pinpoint the cause and gives your doctor reliable information to optimize your treatment. Don't just treat the symptoms, treat the problem. Find out more by calling 303-623-1179 or online at [seeyourbrain.com](http://seeyourbrain.com). Brain Matters Imaging Centers.

3.

**BOYLES:** When is a brain scan helpful?" The answer...when you need to know "why." A brain-function SPECT scan from Brain Matters Imaging Centers shows blood flow in brain regions which directly correlates with brain activity patterns, enabling doctors to see which areas are over or under active. Before you set a broken arm, you take an X-ray. Before you treat anxiety, depression, attention and learning problems, you need a clear picture of what's going on in the brain. Are you a candidate for a SPECT scan? Find out by calling 303-623-1179 or online at [seeyourbrain.com](http://seeyourbrain.com). Brain Matters Imaging Centers.

## **EXHIBIT 6**

Cerebral Palsy  
of Colorado invites



To the 3<sup>rd</sup> Annual

# Mother's Tea



Mistress of Ceremonies  
Dr. Stephanie Clements of 9 News



Guest Speaker  
Dr. Mom



CHICO'S

# CP of Colorado

...Uniting Communities & People!

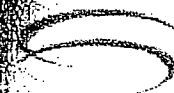
BMI 00598

Cerebral Palsy  
of Colorado invites

The 11th Annual  
**GREAT BALLS  
OF FIRE**  
9-Ball Billiards  
Challenge



Benefiting  
Cerebral Palsy of Colorado's  
Kyle E. Fisher Memorial Fund



**BRAIN MATTERS**  
brain function imaging



Presented  
by the  
Colorado  
Professional  
Firefighters  
Association,  
Denver  
Firefighters  
Local 858  
and  
Wynkoop  
Brewing  
Company

Cerebral Palsy of Colorado  
invites

  
BRAIN MATTERS  
brain function imaging

# Swing with the Legends



Brooks Robinson



Celebrity Host  
Brian Fisher



"Goose" Gossage

At the 8th Annual  
**CP of COLORADO GOLF CLASSIC**  
July 11 and 12, 2004

Held at the Prestigious Valley Country Club

Presented by



BMI 00600

Actual Players not yet determined by The MLBPA



*Cerebral Palsy of Colorado  
invites*

*to join us as we  
Celebrate*



  
BRAIN MATTERS  
*brain function imaging*

*The 21st  
Annual  
Wine  
in the  
Pines*

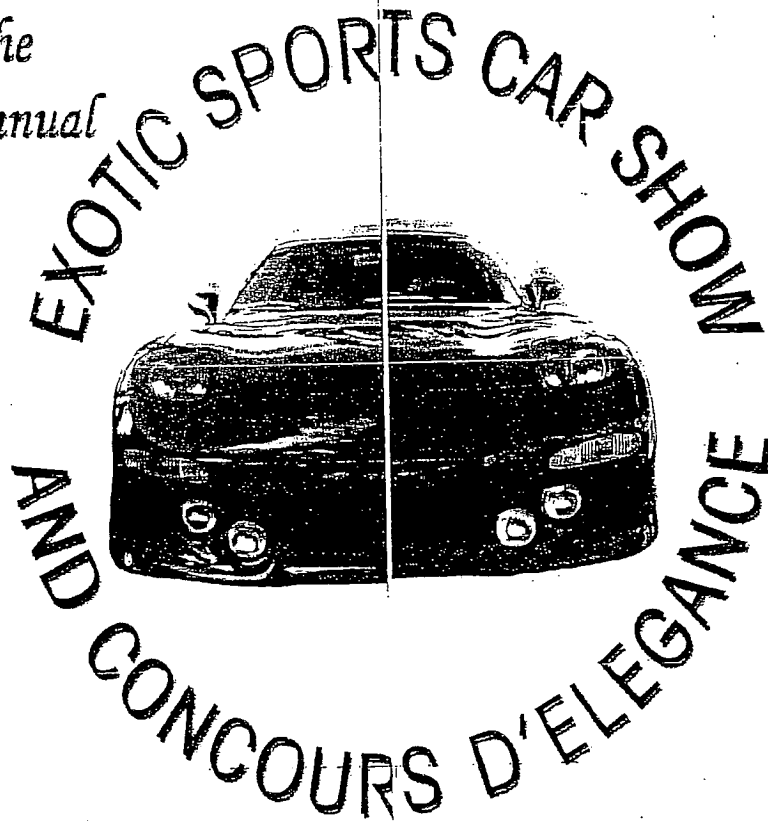
BMI 00601

*at Keystone Resort  
October 22 and 23, 2004*

*Cerebral Palsy of Colorado  
invites*

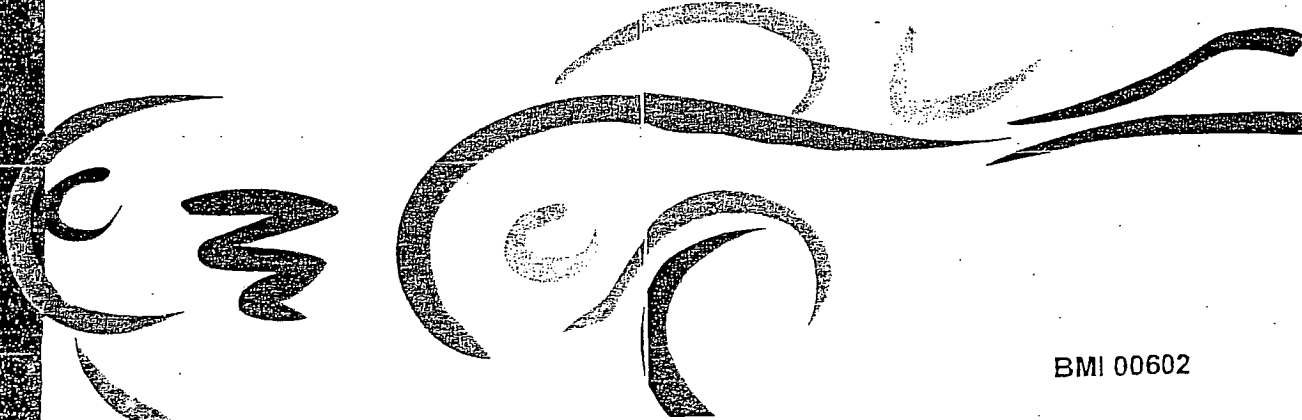
  
BRAIN MATTERS  
*brain function imaging*

*To The  
21st Annual*



June 6, 2004

at Arapahoe Community College

  
BMI 00602

## **EXHIBIT 7**



CONFIDENTIAL

10/11/2006

## Patient Referral Sources

Print Media	6.76%
Attorney	0.40%
Radio Ad	0.37%
Walk In	0.69%
Website	17.40%
Television Ad	53.71%
Trade Shows/Conferences/Speaking Engagements	0.64%
Yellow Pages	0.08%
Physicians	10.88%
Unknown	0.74%
Word of Mouth	8.33%

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
v.	)	Serial No. 78/321,810
	)	
Brain Matters, Inc.,	)	Filing Date: 10/31/2003
	)	
Applicant	)	Published: 12/20/2005

**NOTICE OF RELIANCE**

Applicant Brain Matters, Inc. ("Applicant"), by its attorneys, hereby submits this Notice of Reliance pursuant to Rule 2.122(e). Applicant relies on the following deposition testimony of witnesses designated to testify under Rule 30(b)(6) of the Federal Rules of Civil Procedure by Opposer The American Academy of Neurology. Applicant further relies on exhibits to those depositions as authenticated and identified by such deponents. Such testimony and exhibits are submitted under seal and are comprised of the following:

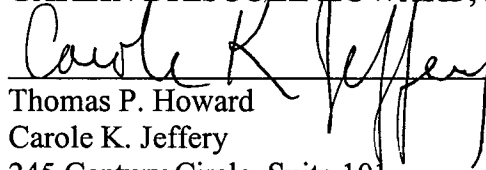
1. Complete deposition of Melanie Hoffert, taken on 1/18/07 all pages, errata sheet, and deposition exhibits;
2. Complete deposition of Murray Sagsveen, taken on 1/18/07 all pages, errata sheet, and deposition exhibits;
3. Complete deposition of Tami Boehne, taken on 1/18/07 all pages, errata sheet, and deposition exhibits.

Applicant further relies on:

1. Authenticated Exhibits attached to the Stipulation Regarding  
Authenticity of Certain Documentary Evidence.

Dated this 22<sup>nd</sup> day of May, 2007

**GARLIN DRISCOLL HOWARD, LLC**

A handwritten signature in cursive script, appearing to read "Carole K. Jeffery", is written over a horizontal line.

Thomas P. Howard

Carole K. Jeffery

245 Century Circle, Suite 101

Louisville, CO 80027

Telephone: (303)926-4222

Facsimile: (303)926-4224

**ATTORNEY FOR APPLICANT  
BRAIN MATTERS, INC.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
v.	)	Serial No. 78/321,810
	)	
Brain Matters, Inc.,	)	Filing Date: 10/31/2003
	)	
Applicant	)	Published: 12/20/2005

**STIPULATION PERMITTING AFFIDAVIT TESTIMONY**

WHEREAS Brain Matters, Inc. and The American Academy of Neurology are parties to Opposition proceeding no. 91168906 regarding the mark BRAIN MATTERS;

WHEREAS the Parties to this Opposition desire to avoid time consuming and expensive testimonial depositions;

WHEREAS to avoid testimonial depositions, the Parties, through their undersigned counsel, have agreed to enter into a stipulation that the testimony of John Goodhue, Charles Reed, Julia Banta, and Nancy Goodhue may be submitted in the form of affidavits by the witnesses;

NOW THEREFORE the parties to the above captioned matter, through their undersigned counsel, stipulate:

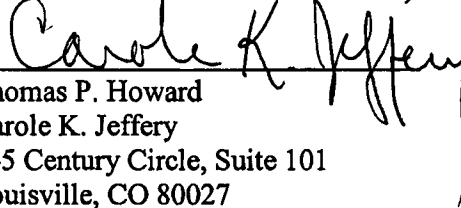
1. Brain Matters, Inc. may submit and rely upon in this Opposition the affidavits of John Goodhue, Charles Reed, Julia Banta, and Nancy Goodhue in lieu of noticing and taking the testimonial depositions of those individuals.

DAP

2. American Academy of Neurology reserves all objections to the affidavit testimony of John Goodhue, Charles Reed, Julia Banta, and Nancy Goodhue other than objections to form of the question.

Dated: May 16, 2007

**GARLIN DRISCOLL HOWARD, LLC**

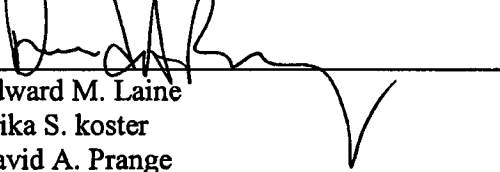
  
Thomas P. Howard  
Carole K. Jeffery  
245 Century Circle, Suite 101  
Louisville, CO 80027

Telephone: (303)926-4222

Facsimile: (303)926-4224

**ATTORNEY FOR APPLICANT  
BRAIN MATTERS, INC.**

**OPPENHEIMER WOLFF & DONNELLY LLP**

  
Edward M. Laine  
Erika S. koster  
David A. Prange

45 South 7<sup>th</sup> Street, Suite 3300

Minneapolis, MN 55402

Telephone: (612) 607-7000

Facsimile: (612) 607-7100

**ATTORNEY FOR OPPOSER  
AMERICAN ACADEMY OF NEUROLOGY**

**SO ORDERED:**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Trademark Trial and Appeal Board

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology,	)	Opposition No. 91168906
	)	
Opposer	)	Mark: BRAIN MATTERS
	)	
v.	)	Serial No. 78/321,810
	)	
Brain Matters, Inc.,	)	Filing Date: 10/31/2003
	)	
Applicant	)	Published: 12/20/2005

**NOTICE OF RELIANCE II**

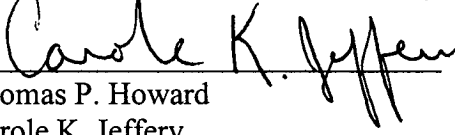
Applicant Brain Matters, Inc. ("Applicant"), by its attorneys, hereby submits this Notice of Reliance II pursuant to Rule 2.122(e). Pursuant to Rule 704.12(a) and F.R.E. 201(b), Brain Matters, Inc. requests that the Board take judicial notice that there are 570 live records found in TESS using "Brain" as a portion of its name and that there are 690 live records found in TESS using "Matters" as a portion of its name. Copies of the TESS records attesting to these facts are attached as Exhibit A and B respectively. These documents are relevant to show the scope of protection for Opposer's Mark.

Brain Matters, Inc. further requests that the Board take judicial notice of the TESS record showing the status of the mark "Brain Matters." A copy of this TESS record is attached as Exhibit C. This document is relevant to show the status of Applicant's Mark.

These facts are subject to judicial notice because they are capable of ready determination by resort to a source whose accuracy cannot reasonably be questioned, TESS, a public record of the Patent and Trademark Office.

Dated this 22<sup>nd</sup> day of May, 2007.

**GARLIN DRISCOLL HOWARD, LLC**

  
\_\_\_\_\_  
Thomas P. Howard  
Carole K. Jeffery

245 Century Circle, Suite 101

Louisville, CO 80027

Telephone: (303)926-4222

Facsimile: (303)926-4224

**ATTORNEY FOR APPLICANT  
BRAIN MATTERS, INC.**

## **EXHIBIT A**





## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At:  OR [Jump](#) to record:  **570 Records(s) found (This page: 1 ~ 100)**

Refine Search (Brain)[MN] and (Live)[LD]

[Submit](#)

Current Search: S1: (Brain)[MN] and (Live)[LD] docs: 570 occ: 1149

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	79033201		BRAIN FUEL DEPLETION	TARR	LIVE
2	79035675		WILO-BRAIN	TARR	LIVE
3	79034108		ADVANCED BRAIN TRAINER	TARR	LIVE
4	79032245		PENUMBRA IS BRAIN	TARR	LIVE
5	78915374		BRAIN GAMZE	TARR	LIVE
6	78682971		JUMPING BRAIN	TARR	LIVE
7	78905219		INTERNATIONAL BRAIN MAPPING & INTRAOPERATIVE SURGICAL PLANNING SOCIETY	TARR	LIVE
8	78868546		DOCTORS' BRAIN FORMULA	TARR	LIVE
9	78864038	3241806	THE READING BRAIN'S UNNATURAL CONNECTIONS	TARR	LIVE
10	78585028		BRAIN INJURY RESOURCE FOUNDATION	TARR	LIVE
11	78785348		MDT'S CTC-BRAIN	TARR	LIVE
12	78969792		BALANCED BRAIN DEVELOPMENT	TARR	LIVE
13	78896773		BRAIN BALANCE PROGRAM	TARR	LIVE
14	78881054		BRAIN ANEURYSM FOUNDATION	TARR	LIVE
15	78880793		THE BRAIN ANEURYSM FOUNDATION	TARR	LIVE
16	78880426		THE BRAIN ANEURYSM FOUNDATION	TARR	LIVE
17	78880346		THE BRAIN ANEURYSM FOUNDATION	TARR	LIVE
18	78700853	3240868	SCIENCE OF THE BRAIN	TARR	LIVE
19	78678805		GEXTECH THE BRAIN OF THE GAME	TARR	LIVE
20	78952934		THE LEARNING SYSTEM BRAIN & BODY DEVELOPMENT	TARR	LIVE
21	78969755		BALANCED BRAIN DEVELOPMENT	TARR	LIVE
22	78915692	3237041	BRAIN BREW COFFEE	TARR	LIVE
23	78873484		BRAIN STUFF	TARR	LIVE

24	78793870		TIME IS BRAIN	TARR	LIVE
25	78954326		RIGHT BRAIN RISING	TARR	LIVE
26	78772108		BRAIN STATES MASTERY	TARR	LIVE
27	78622593		BRAIN TRAINER	TARR	LIVE
28	78942532		EMERITUS PROMOTES BRAIN HEALTH	TARR	LIVE
29	78977772	3235390	INSTITUTE FOR LEARNING AND BRAIN SCIENCES	TARR	LIVE
30	78638573		THE BRAIN DIET	TARR	LIVE
31	78903264	3203193	THE BRAIN HEALTH COMPANY	TARR	LIVE
32	78833976		BRAIN AGE TRAIN YOUR BRAIN IN MINUTES A DAY!	TARR	LIVE
33	78963872		BTT BRAIN TEMPERATURE TECHNOLOGY	TARR	LIVE
34	78969783		BALANCED BRAIN DEVELOPMENT	TARR	LIVE
35	78969771		BALANCED BRAIN DEVELOPMENT	TARR	LIVE
36	78969738		BALANCED BRAIN DEVELOPMENT	TARR	LIVE
37	78956108		THE BRAIN COACHES	TARR	LIVE
38	78905639		FEED YOUR BRAIN	TARR	LIVE
39	78949721		BRAIN CHALLENGE	TARR	LIVE
40	78910549		ISP BRAIN	TARR	LIVE
41	78654975		NICE BRAIN. MIND IF WE PICK IT?	TARR	LIVE
42	78515860	3076061	GAIN BRAIN	TARR	LIVE
43	78952393		BRAIN WHISPERER	TARR	LIVE
44	78941562		BRAIN EXPLOSION	TARR	LIVE
45	78976974		BRAIN BANK	TARR	LIVE
46	78944135		BUILDING BRAIN BRIDGES	TARR	LIVE
47	78815050	3220942	BRAIN & SPINE SURGEONS OF NEW YORK	TARR	LIVE
48	78781823		DISGUSTING ANATOMY BRAIN	TARR	LIVE
49	78594822		AT THE HEART OF BRAIN ATTACKS	TARR	LIVE
50	78958507		BRAIN TRUST	TARR	LIVE
51	78763162		HERRMANN BRAIN DOMINANCE INSTRUMENT	TARR	LIVE
52	78972335		STONE AGE BRAIN	TARR	LIVE
53	78928674		BRAIN COOKIES	TARR	LIVE
54	78925627		BRAIN TRIGGER	TARR	LIVE
55	78897093		WHOLE BRAIN MARKETING	TARR	LIVE
56	78767730	3176699	BABY ON THE BRAIN	TARR	LIVE
57	78655853	3103792	BRAIN SAVING TECHNOLOGIES	TARR	LIVE
58	78932805		BRAIN AID	TARR	LIVE
59	78926518		BRAIN BUILDING AND MIND RECONSTRUCTION	TARR	LIVE
60	78921726		BRAIN RELOAD RECHARGE YOUR BRAIN	TARR	LIVE
61	78883558		BRAIN TEASERS	TARR	LIVE
62	78832652		THE ORIGINAL BRAIN HEALTH CEREAL	TARR	LIVE
63	78832632		THE ORIGINAL BRAIN HEALTH BAR	TARR	LIVE
64	78832609		THE ORIGINAL BRAIN HEALTH BAR	TARR	LIVE
65	78921594		BIG BANG BRAIN GAMES	TARR	LIVE
66	78893043		INFORMATION AT BRAIN SPEED	TARR	LIVE
67	78862421	3208707	FENG SHUI FOR THE BRAIN	TARR	LIVE

68	78633382		SMART BRAIN AMERICA	TARR	LIVE
69	78747214		BRAIN JUICE	TARR	LIVE
70	78913896		BRAIN EXPLORER	TARR	LIVE
71	78796115	3174163	TOGETHER, REACHING FOR A CURE THE CHILDHOOD BRAIN TUMOR FOUNDATION	TARR	LIVE
72	78785862		BRAIN BAR	TARR	LIVE
73	78955283		BRAIN TONIQ	TARR	LIVE
74	78955244		BRAIN TONIC	TARR	LIVE
75	78959911		BRAIN GAMES CROSSTRAIN YOUR BRAIN!	TARR	LIVE
76	78904181		SOMETIMES THE BRAIN JUST GOES STUPID	TARR	LIVE
77	78673831		OMEGA 3 BRAIN BOOSTER	TARR	LIVE
78	78764527		WHOLE BRAIN	TARR	LIVE
79	78900718		BRAIN LIBRARY	TARR	LIVE
80	78952430		THE B.R.A.I.N. FOUNDATION BRAIN RESEARCH AND INNOVATIONS NOW WWW.THEBRAINFUNDATION.COM	TARR	LIVE
81	78763709		WHOLE BRAIN CREATIVITY	TARR	LIVE
82	78763582		WHOLE BRAIN TECHNOLOGY	TARR	LIVE
83	78761948		BIG HUGE BRAIN	TARR	LIVE
84	78518522	3191068	RIGHT BRAIN THINKING. LEFT BRAIN ACCOUNTABILITY.	TARR	LIVE
85	78877185		STRONG BRAIN	TARR	LIVE
86	78818050	3187256	BRAIN SOUND STUDIO	TARR	LIVE
87	78635716		BRAIN OBJECTS	TARR	LIVE
88	78902808		THE BRAIN EXERCISER	TARR	LIVE
89	78570924	3173181	BRAIN SOURCE	TARR	LIVE
90	78854727		BRAIN FUZIONE	TARR	LIVE
91	78854715		BRAIN FUZIONE	TARR	LIVE
92	78738738	3171067	ISP BRAIN AUTHENTICATING THE WORLD	TARR	LIVE
93	78776596	3168482	SUPER BRAIN YOGA	TARR	LIVE
94	78695248	3167918	BATTERY BRAIN	TARR	LIVE
95	78666312		BRAIN	TARR	LIVE
96	78729580		DR. BRESKY'S BRAIN TUNE-UP	TARR	LIVE
97	78818362	3161207	THE TEXAS BRAIN AND SPINE INSTITUTE	TARR	LIVE
98	78529964	3160356	THINK NEUROLOGY NOW YOUR BRAIN MATTERS	TARR	LIVE
99	78544062		CHANGE YOUR BRAIN, CHANGE YOUR LIFE	TARR	LIVE
100	78976074	3155413	INSTITUTE FOR LEARNING AND BRAIN SCIENCES	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)

[|.HOME](#)
[| SITE INDEX|](#)
[SEARCH |](#)
[eBUSINESS |](#)
[HELP |](#)
[PRIVACY POLICY](#)





## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSER DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
 Please logout when you are done to release system resources allocated for you.

 List At:  OR  to record:  **570 Records(s) found (This page: 101 ~ 200)**

Refine Search (Brain)[MN] and (Live)[LD]

Current Search: S1: (Brain)[MN] and (Live)[LD] docs: 570 occ: 1149

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
101	78811668		BEAUTY AND THE BRAIN	TARR	LIVE
102	78646322	3147997	BRAIN SPA	TARR	LIVE
103	78585018	3150155	BRAIN INJURY RESOURCE FOUNDATION	TARR	LIVE
104	78719016	3145099	ELECTRIFY YOUR BRAIN	TARR	LIVE
105	78670744	3141544	MIAMI CHILDREN'S BRAIN INSTITUTE	TARR	LIVE
106	78731724		BRAIN TEASER	TARR	LIVE
107	78597597	3138282	BRAIN QC	TARR	LIVE
108	78960189		BRAIN SPONGE SYNDROME	TARR	LIVE
109	78951186		LIFE'S DHA HEALTHY BRAIN, EYES, HEART	TARR	LIVE
110	78697820	3132588	BOOK AND BRAIN READING	TARR	LIVE
111	78710808	3126940	YIN-YANG BRAIN-MIND POWER	TARR	LIVE
112	78942635		MASTERMIND LOGO DOUG LENNARD LIGHTNING BRAIN SHADES MUSTACHE GOATEE 06-01-06	TARR	LIVE
113	78576700	3124865	BRAIN PLAY	TARR	LIVE
114	78927629		PROFITS FOR BRAIN RESEARCH	TARR	LIVE
115	78749544		IRAQ MY BRAIN	TARR	LIVE
116	78784703		RIGHT BRAIN STUDIO	TARR	LIVE
117	78922494		WHOLE BRAIN LEARNING INSTITUTE	TARR	LIVE
118	78718641		BRAIN POP	TARR	LIVE
119	78673151		BRAIN BANK	TARR	LIVE
120	78915510		BRAIN MATTERS IMAGING CENTERS	TARR	LIVE
121	78912642		BRAIN TOOL	TARR	LIVE
122	78910426		BRAIN MD	TARR	LIVE
123	78527299	3103302	BEAUTY BRAIN TRUST	TARR	LIVE

124	78505370	3100131	BRAIN TALK	TARR	LIVE
125	78654962	3098160	TIME SAVED IS BRAIN SAVED	TARR	LIVE
126	78627860		BRAIN FUEL	TARR	LIVE
127	78581307	3094424	BRAIN STORMING TABLE	TARR	LIVE
128	78682042		BRAIN DRIVEN	TARR	LIVE
129	78724162		BRAIN TRUST	TARR	LIVE
130	78666416		BRAIN CENTER	TARR	LIVE
131	78662449		THE SEVEN POINTS OF BRAIN DARTS	TARR	LIVE
132	78583905	3073257	BRAIN RESPIRATION	TARR	LIVE
133	78565762	3073177	WIZARD BRAIN THINKING IN A LIZARD BRAIN WORLD	TARR	LIVE
134	78547329	3050344	BRAIN FRAMES	TARR	LIVE
135	78518989		THE MINDFUL BRAIN	TARR	LIVE
136	78511714	3040988	NORTHERN ROCKIES BRAIN & SPINE CENTER	TARR	LIVE
137	78509834	3040952	MAXILIFE BRAIN PROTECTOR	TARR	LIVE
138	78362039		BRAIN SMART FORMS	TARR	LIVE
139	78364401	3044546	TEAM BRAIN DAMAGE	TARR	LIVE
140	78161958	2968115	BRAIN BUZZERS	TARR	LIVE
141	78354897		BRAIN STETHOSCOPE	TARR	LIVE
142	78108063	2663399	THE BRAIN MATTERS	TARR	LIVE
143	78492996		BRAIN ZAPPED	TARR	LIVE
144	78361437		BRAIN PREP	TARR	LIVE
145	78287061	2962144	SCAM-CO.'S MAGIC LIGHT BULB ALTHOUGH THERE ARE NO VISIBLE CONNECTIONS, THIS BULB, WHEN HELD IN MAGICLAN'S HAND, LIGHTS WHENEVER DESIRED. A SPECTATOR CAN NOT MAKE IT LIGHT UNLESS HE KNOWS THE SECRET. MANY COMEDY EFFECTS POSSIBLE, SUCH AS "BRAIN TESTING", ETC. NO. 140 \$1.98	TARR	LIVE
146	78231206	3101465	MARKS AND MIND BRAIN IMAGE FROM BRAIN, MIND, AND BEHAVIOR, BY BLOOM, LASERSON, AND HOFSTADTER, 1985	TARR	LIVE
147	78368771		WHOLE BRAIN THINKING	TARR	LIVE
148	78356085	3104761	MAINTAIN YOUR BRAIN	TARR	LIVE
149	78494975	3045407	EYE-BRAIN CONTROL	TARR	LIVE
150	78496884	3124699	THE BRAIN-BEAUTY CONNECTION	TARR	LIVE
151	78434222	3049049	ALLEN BRAIN ATLAS	TARR	LIVE
152	78453749		ZWEISTEIN BRAIN DRINK	TARR	LIVE
153	78453742		BRAIN DRINK	TARR	LIVE
154	78321810		BRAIN MATTERS	TARR	LIVE
155	78340228	3184385	TURN GAME TIME INTO BRAIN TIME!	TARR	LIVE
156	78487555		BRAIN EXCHANGE	TARR	LIVE
157	78367409		FOLD YOUR BRAIN	TARR	LIVE
158	78279782		INSTITUTE FOR LEARNING AND BRAIN SCIENCES	TARR	LIVE
159	78324659	3006533	RIGHT BRAIN	TARR	LIVE
160	78093633	2796041	JELIC BRAIN POWER ENGINE	TARR	LIVE
161	78093629	2818305	JELIC BRAIN POWER ENGINE	TARR	LIVE
162	78195008		FEED YOUR BRAIN	TARR	LIVE
163	78350949	3104748	MAINTAIN YOUR BRAIN	TARR	LIVE

164	78488011		GIVE YOUR PHONE A BRAIN.	TARR	LIVE
165	78459054	3112860	BRAIN ADVANTAGE	TARR	LIVE
166	78463242	3096681	MORE WORKING BRAIN CELLS	TARR	LIVE
167	78368766		WHOLE BRAIN THINKING	TARR	LIVE
168	78348900	3088407	FUN-N-FACTS FOR BRAIN-IACS!	TARR	LIVE
169	78499283		BRAIN BOOST	TARR	LIVE
170	78469014	2999386	BRAIN STORIES	TARR	LIVE
171	78462792	3053680	BURGER BRAIN	TARR	LIVE
172	78440449		BRAIN UNIVERSITY	TARR	LIVE
173	78440447		UNIVERSITY OF THE BRAIN	TARR	LIVE
174	78437855		BRAIN-A-MANIA	TARR	LIVE
175	78409706		BRAIN LEAP	TARR	LIVE
176	78409680		BRIGHT BRAIN	TARR	LIVE
177	78405208	2980000	WOMEN'S "BRAIN"-STORMING ON THE PLAYGROUND	TARR	LIVE
178	78389791	2938154	GOT BOGO ON THE BRAIN?	TARR	LIVE
179	78370498	3014049	BRAIN	TARR	LIVE
180	78361359	2970258	BEADS ON THE BRAIN	TARR	LIVE
181	78360151	2979793	BRAIN STATION	TARR	LIVE
182	78357992	2920874	REWIRE YOUR BRAIN	TARR	LIVE
183	78354474	3067428	BRAIN PICKS	TARR	LIVE
184	78279008	2897286	THE BRAIN FOUNDATION	TARR	LIVE
185	78277876	2879466	BRAIN/MIND EXPANSION INTENSIVE	TARR	LIVE
186	78259367	2906365	GET YOUR BRAIN IN THE GAME	TARR	LIVE
187	78251956	2915240	BRAIN TYPING	TARR	LIVE
188	78248140	2877366	BRAIN HIGHWAYS	TARR	LIVE
189	78246982	2899549	BRAIN WAVES	TARR	LIVE
190	78240263	2996938	CANINE BRAIN	TARR	LIVE
191	78237264	2960932	MEM BRAIN	TARR	LIVE
192	78234071	2889010	RAINBOW REHABILITATION CENTERS SERVICES FOR PEOPLE WITH BRAIN INJURIES	TARR	LIVE
193	78232969	2949969	BRAIN BRILLIANT	TARR	LIVE
194	78232963	2953358	BRAIN BRILLIANT	TARR	LIVE
195	78187501	2855890	HOW TO DO SPACE AGE WORK WITH A STONE AGE BRAIN	TARR	LIVE
196	78174533	2747442	BECAUSE REAL WEIGHT LOSS STARTS WITH YOUR BRAIN...NOT YOUR STOMACH	TARR	LIVE
197	78148662	2772714	BRAIN ON	TARR	LIVE
198	78145712	2768476	BRAIN INJURY LAW CENTER	TARR	LIVE
199	78120244	2683839	ADR BRAIN	TARR	LIVE
200	78112654	2739144	OUTSMART YOUR BRAIN	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)







## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
 Please logout when you are done to release system resources allocated for you.

 List At:  OR  to record: 
**570 Records(s) found (This page: 201 ~ 300)**

Refine Search (Brain)[MN] and (Live)[LD]

Current Search: S1: (Brain)[MN] and (Live)[LD] docs: 570 occ: 1149

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
201	78086714	2615560	RUN YOUR OWN BRAIN	TARR	LIVE
202	78075464	2580463	ONE BRAIN	TARR	LIVE
203	78069204	2760255	BOOT CAMP FOR YOUR BRAIN	TARR	LIVE
204	78063553	2679068	MUSIC AND THE BRAIN	TARR	LIVE
205	78054987	2696687	BRAIN FACTOR	TARR	LIVE
206	78050931	2933888	BRAINMINDERS "PROTECTING YOUR BRAIN FOR LIFE..." PILOT INTERNATIONAL	TARR	LIVE
207	78016963	2580338	THE HEATED THROW WITH A BRAIN	TARR	LIVE
208	78006506	2635272	BRAIN COOLER	TARR	LIVE
209	77181906		YOUR BRAIN WILL THANK YOU	TARR	LIVE
210	77181878		YOUR BRAIN WILL THANK YOU	TARR	LIVE
211	77082474		THE BRAIN TRUST	TARR	LIVE
212	77180862		RIGHT BRAIN ACCOUNTING	TARR	LIVE
213	77079989		WATER ON THE BRAIN THE FIRST TV SHOW DEDICATED TO THE NAUTICAL LIFESTYLE.	TARR	LIVE
214	77177575		SALMON IS BRAIN FOOD	TARR	LIVE
215	77015815		CRANE BRAIN	TARR	LIVE
216	77176758		BRAIN MAKES BEHAVIOR	TARR	LIVE
217	77043448		HIS NEW BRAIN HAS A MIND OF ITS OWN	TARR	LIVE
218	77013517		GCB NETWORK SPARKING THE GLOBAL CREATIVE BRAIN	TARR	LIVE
219	77089034		THE BRAIN	TARR	LIVE
220	77172571		"NO BRAIN NO GAME"	TARR	LIVE
221	77172501		BRAIN FITNESS INSTITUTE	TARR	LIVE
222	77004559		BRAIN FARMERS	TARR	LIVE

223	77169354	BRAIN PARTY	TARR	LIVE
224	77161895	BRAIN BASED THERAPY	TARR	LIVE
225	77060901	BRAIN MAINTAIN	TARR	LIVE
226	77002395	BRAIN CHANNEL PANEL	TARR	LIVE
227	77165556	BRAIN RESEARCH	TARR	LIVE
228	77165526	BRAIN RESEARCH	TARR	LIVE
229	77075563	POSITRONIC BRAIN	TARR	LIVE
230	77015451	BRAIN GENIUS	TARR	LIVE
231	77156626	Y-BOM YOUR BRAIN ON MUSIC	TARR	LIVE
232	77156585	YBOM YOUR BRAIN ON MUSIC	TARR	LIVE
233	77153334	CAD WITH A BRAIN!	TARR	LIVE
234	77143829	BRAIN CENTER INTERNATIONAL	TARR	LIVE
235	77065816	CREATIVE BRAIN	TARR	LIVE
236	77014269	BIG BRAIN	TARR	LIVE
237	77056193	CENTER FOR MIND, BRAIN AND LEARNING	TARR	LIVE
238	77147424	BRAIN HEALTH AND WELLNESS CENTER	TARR	LIVE
239	77147353	BRAIN WELLNESS SERVICES	TARR	LIVE
240	77144276	BRAIN AND BODY FUEL	TARR	LIVE
241	77143524	CENTER FOR MIND, BRAIN AND LEARNING	TARR	LIVE
242	77142265	THE BRAIN MUSCLE WORKOUT	TARR	LIVE
243	77130470	BRAIN FITNESS PROGRAM	TARR	LIVE
244	77010572	I LOVE MY BRAIN	TARR	LIVE
245	77137034	BRAIN SCREEN	TARR	LIVE
246	77135781	BOUNCING BRAIN PRODUCTIONS	TARR	LIVE
247	77132513	LEFT BRAIN DESIGN, RIGHT BRAIN FLAIR	TARR	LIVE
248	77042277	HOT BRAIN	TARR	LIVE
249	77028133	FUEL YOUR BRAIN	TARR	LIVE
250	77027811	FUEL FOR THE BRAIN	TARR	LIVE
251	77131483	BALANCED BRAIN LEARNING NEURAL PATHWAYS LANGUAGE SPLICING	TARR	LIVE
252	77130674	BRAIN WELLNESS CENTER	TARR	LIVE
253	77130630	BRAIN WELLNESS CENTER	TARR	LIVE
254	77130528	BRAIN WELLNESS CENTER	TARR	LIVE
255	77130506	BRAIN FITNESS PROGRAM	TARR	LIVE
256	77130440	BRAIN FITNESS PROGRAM	TARR	LIVE
257	77127735	BEGINNING TO RE-CONNECT RE-LINK TO RE-THINK TRAUMATIC BRAIN INJURY TAT	TARR	LIVE
258	77127172	BRIAN THE BRAIN	TARR	LIVE
259	77127165	BRIAN THE BRAIN	TARR	LIVE
260	77126347	BETTER BRAIN	TARR	LIVE
261	77120664	REPOBRAIN.COM GET YOUR BRAIN BACK!	TARR	LIVE
262	77118843	IM YOUR BRAIN	TARR	LIVE
263	77118820	INSTANT MESSAGING YOUR BRAIN	TARR	LIVE
264	77020595	ADVANCED BRAIN SHARP	TARR	LIVE
265	77116908	BRAIN AGE	TARR	LIVE

266	77112901	BDS BRAIN DEVELOPMENT SYSTEM	TARR	LIVE
267	77112881	BRAIN HARMONIZER	TARR	LIVE
268	77105046	RX-BRAIN	TARR	LIVE
269	77103804	HAVE A CHANCE WALK TO FIGHT BRAIN TUMORS	TARR	LIVE
270	77103024	BRAIN GAMES	TARR	LIVE
271	77101869	FIGHT BRAIN DRAIN!	TARR	LIVE
272	77101415	BRAIN WASH	TARR	LIVE
273	77100762	WHOLE BRAIN CREATIVE	TARR	LIVE
274	77097622	HAVE A CHANCE WALK TO FIGHT BRAIN TUMORS	TARR	LIVE
275	77094564	BRAIN STATE TECHNOLOGIES	TARR	LIVE
276	77092018	BRAIN STATE CONDITIONING	TARR	LIVE
277	77091532	BRAIN STATE	TARR	LIVE
278	77087728	BRAIN CANDY	TARR	LIVE
279	77087385	BRAIN NUTRITION COUNSELING	TARR	LIVE
280	77086980	JIM BLASINGAME'S BRAIN TRUST	TARR	LIVE
281	77086669	JIM'S BRAIN TRUST	TARR	LIVE
282	77071414	BRAIN PERFORMANCE NUTRITION	TARR	LIVE
283	77066799	BRAIN MASTERING	TARR	LIVE
284	77066792	BRAIN INTEGRATING	TARR	LIVE
285	77066631	BRAIN REFRESHING	TARR	LIVE
286	77066542	BRAIN BATTLE	TARR	LIVE
287	77075083	BRAIN OPTIMIZATION	TARR	LIVE
288	77062496	BRAIN EDUCATION SYSTEM TRAINING	TARR	LIVE
289	77062484	BRAIN EDUCATION	TARR	LIVE
290	77066624	BRAIN VERSATILIZING	TARR	LIVE
291	77066612	BRAIN SENSITIZING	TARR	LIVE
292	77062469	BRAIN EDUCATION FOR ENHANCED LEARNING	TARR	LIVE
293	77014757	BRAIN BOOST: GAMMA WAVE	TARR	LIVE
294	77014707	BRAIN BOOST: BETA WAVE	TARR	LIVE
295	77057462	BRAIN INJURY ASSOCIATION OF AMERICA	TARR	LIVE
296	77055144	CHEMO BRAIN!	TARR	LIVE
297	77052563	BRAIN MAKE OVER	TARR	LIVE
298	77042147	BRAIN SNACKS	TARR	LIVE
299	77030915	LEFT BRAIN PRODUCTIONS	TARR	LIVE
300	77033792	STRETCH YOUR BRAIN	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)

[| HOME](#)
[| SITE INDEX](#)
[| SEARCH](#)
[| eBUSINESS](#)
[| HELP](#)
[| PRIVACY POLICY](#)





## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: \_\_\_\_\_ OR [Jump](#) to record: \_\_\_\_\_

**570 Records(s) found (This page: 301 ~ 400)**

Refine Search (Brain)[MN] and (Live)[LD]

[Submit](#)

Current Search: S1: (Brain)[MN] and (Live)[LD] docs: 570 occ: 1149

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
301	77025013		PLAY BAC MORE.BRAIN.POWER	TARR	LIVE
302	77022333		BRAIN FUEL	TARR	LIVE
303	77020750		DOES FOR THE BRAIN, WHAT EXERCISE DOES FOR THE BODY	TARR	LIVE
304	76671582		BRAIN REBOOT	TARR	LIVE
305	76666793		BRAIN RETRAIN	TARR	LIVE
306	76459671	2794125	BRAIN BALANCE MUSIC	TARR	LIVE
307	76664753		BRAIN BOOSTER	TARR	LIVE
308	76668216		BRAIN ACTION	TARR	LIVE
309	76675788		BABY BRAIN BOX CLASSICS	TARR	LIVE
310	76675787		BABY BRAIN BOX	TARR	LIVE
311	76320933	2701306	BRAIN TEASER	TARR	LIVE
312	76675512		BRAIN NOODLES	TARR	LIVE
313	76028699	2676062	BRAIN BUCKET	TARR	LIVE
314	76028696	2463731	IT AIN'T BRAIN SURGERY	TARR	LIVE
315	76561146		LEFT BRAIN	TARR	LIVE
316	76561145		RIGHT BRAIN	TARR	LIVE
317	76656952		THE RIGHT BRAIN PEOPLE	TARR	LIVE
318	76015990		BET YOUR BRAIN	TARR	LIVE
319	76282376	2555891	BRAIN FUEL	TARR	LIVE
320	76426785		RIGHT BRAIN	TARR	LIVE
321	76260076	2617573	WASHINGTON BRAIN & SPINE INSTITUTE	TARR	LIVE
322	76201373	2664279	BRAIN STRAIN RHYMING GAME	TARR	LIVE
323	76196124	2875957	BRAIN WORKS BUZZ	TARR	LIVE

324	76093984	2506122	B I A K BRAIN INJURY ASSOCIATION OF KENTUCKY	TARR	LIVE
325	76393602	2672142	FBTA FLORIDA BRAIN TUMOR ASSOCIATION	TARR	LIVE
326	76648369		BRAIN POWER CLUB	TARR	LIVE
327	76647131	3161434	BRAIN POP	TARR	LIVE
328	76643969	3150390	I HAVE CHEMO BRAIN, WHAT'S YOUR EXCUSE?	TARR	LIVE
329	76610399	3151353	BULB BRAIN	TARR	LIVE
330	76643956	3137701	CALM THE BRAIN, REACH THE MIND	TARR	LIVE
331	76550147	3137511	EXPERIMENTAL BRAIN RESEARCH	TARR	LIVE
332	76525845	2855739	BRAIN-BASED WAYS WE THINK AND LEARN	TARR	LIVE
333	76558584	3130276	BRAIN DRAIN	TARR	LIVE
334	76561144	3125341	RIGHT BRAIN	TARR	LIVE
335	76561131	3125340	LEFT BRAIN	TARR	LIVE
336	76627970	3118841	DEER ON THE BRAIN	TARR	LIVE
337	76470650	2848882	BRAIN GAIN PROMOTING COGNITIVE VITALITY	TARR	LIVE
338	76554878		MIMECAST A BRAIN FOR YOUR EMAIL	TARR	LIVE
339	76561127		RIGHT BRAIN LEFT BRAIN	TARR	LIVE
340	76413261	2690753	THE BRAIN AND THE BEAR	TARR	LIVE
341	76550100	3097043	EXPERIMENTAL BRAIN RESEARCH	TARR	LIVE
342	76638690	3084334	WITH A STROKE, TIME LOST IS BRAIN LOST.	TARR	LIVE
343	76602767	3085950	BRAIN NOURISHER	TARR	LIVE
344	76212059	2733840	PROJECT MANAGEMENT BRAIN TRUST	TARR	LIVE
345	76628364	3083351	BUILD YOUR BRAIN	TARR	LIVE
346	76086663	2496015	ALIEN BRAIN DRAIN	TARR	LIVE
347	76977600	3022842	CENTER FOR MIND, BRAIN AND LEARNING	TARR	LIVE
348	76470930		CENTER FOR MIND, BRAIN AND LEARNING	TARR	LIVE
349	76276535	2765041	BRAIN BOX	TARR	LIVE
350	76224751	2889553	BRAIN TALK	TARR	LIVE
351	76169655	2737711	BRAIN 02	TARR	LIVE
352	76576707	3059335	BRAIN TRUST	TARR	LIVE
353	76497978	2808330	BRAIN	TARR	LIVE
354	76349479	3038761	BIRD BRAIN, INC.	TARR	LIVE
355	76389198	2738776	BRAIN SURGERY	TARR	LIVE
356	76285625	2642282	BRAIN OF THE DAY	TARR	LIVE
357	76336929	3032597	BRAIN SMART	TARR	LIVE
358	76310303	3032591	BRAIN WEDGIES	TARR	LIVE
359	76617604	3026105	BRAIN MODE POWER	TARR	LIVE
360	76211285	2522353	MARSHALL BRAIN'S HOWSTUFFWORKS	TARR	LIVE
361	76013443	2501639	HOW STUFF WORKS BY MARSHALL BRAIN	TARR	LIVE
362	76013442	2610355	MARSHALL BRAIN'S HOW STUFF WORKS	TARR	LIVE
363	76190373	2623625	THE RITE BRAIN	TARR	LIVE
364	76471078	2846122	VITAL BRAIN	TARR	LIVE
365	76513939		FEED MY BRAIN	TARR	LIVE
366	76599973	3000170	BRAIN UPGRADE	TARR	LIVE
367	76597865	2937628	ADVANCED ONE BRAIN	TARR	LIVE

368	76585222	2937607	ONE BRAIN	TARR	LIVE
369	76571661	2924833	BRAIN GAIN	TARR	LIVE
370	76568011		BEEF STEW FOR THE BRAIN	TARR	LIVE
371	76562672	2951072	BRAIN BRIEFINGS	TARR	LIVE
372	76559120	2912450	401(K) ON THE BRAIN	TARR	LIVE
373	76555527	2894952	THE SUCCESS ACCELERATOR BRAIN TRUST	TARR	LIVE
374	76543483	2878899	ENTERTAIN YOUR BRAIN	TARR	LIVE
375	76530275	2857648	THE ULTIMATE BRAIN-BODY BOOST	TARR	LIVE
376	76529750	2918518	DRIVE YOUR BRAIN	TARR	LIVE
377	76522700	2924710	BRAIN AWARENESS WEEK	TARR	LIVE
378	76519596	2876557	BRAIN FACTS	TARR	LIVE
379	76513463	2876521	BRAIN & SPINAL INJURY TRUST FUND COMMISSION	TARR	LIVE
380	76511576	2894546	BRAIN INJURY SOURCE	TARR	LIVE
381	76507933	2905668	ART CAN BRAIN-TEASING ART PROJECTS SUCCESS. MOTIVATION. CENTERING. ACHIEVING. PRODUCTIVITY. SOCIALIZATION. SELF-ESTEEM. LEARNING CREATIVITY	TARR	LIVE
382	76479406	2794239	BRAIN FOOD	TARR	LIVE
383	76476877		CENTER FOR MIND, BRAIN AND LEARNING	TARR	LIVE
384	76470933		CENTER FOR MIND, BRAIN AND LEARNING	TARR	LIVE
385	76468841	2755940	NU-BRAIN	TARR	LIVE
386	76465847	2755895	GOLDEN BRAIN	TARR	LIVE
387	76465824	2868482	BRAIN POWER PACK	TARR	LIVE
388	76461611	2836008	BRAIN RESOURCE	TARR	LIVE
389	76460793	2831420	JUMP START YOUR BUSINESS BRAIN	TARR	LIVE
390	76452499	2866043	MIND YOUR BRAIN	TARR	LIVE
391	76451225	2805634	BRAIN CHEK	TARR	LIVE
392	76450788	2813918	MEGA BRAIN	TARR	LIVE
393	76431690	2796917	MCKNIGHT BRAIN RESEARCH FOUNDATION	TARR	LIVE
394	76410297	2832734	BRAIN	TARR	LIVE
395	76404410	2680942	THE BRAIN IS YOUR BEST PPE. USE IT.	TARR	LIVE
396	76362263	2754140	BRAIN SMART	TARR	LIVE
397	76345282	2731370	ONE FACTORY TEAM! THE BRAIN ADVANTAGE BREAKING DOWN FACTORY FRONTIERS	TARR	LIVE
398	76313902	2620970	BRAIN INJURY. IT'S THE LAST THING ON YOUR MIND ... UNTIL IT'S THE ONLY THING.	TARR	LIVE
399	76307153	2726076	MID-AMERICA BRAIN AND STROKE INSTITUTE AT SAINT LUKE'S HOSPITAL	TARR	LIVE
400	76286418	2593276	ACCELERATE BRAIN CANCER CURE, INC.	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)

[|.HOME](#)
[| SITE INDEX|](#)
[SEARCH |](#)
[eBUSINESS |](#)
[HELP |](#)
[PRIVACY POLICY](#)







## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
 Please logout when you are done to release system resources allocated for you.

 List At:  OR  to record: 
**570 Records(s) found (This page: 401 ~ 500)**

Refine Search (Brain)[MN] and (Live)[LD]

Current Search: S1: (Brain)[MN] and (Live)[LD] docs: 570 occ: 1149

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
401	76283521	2640954	SUSAN'S TRAIN YOUR BRAIN SERIES	TARR	LIVE
402	76277665	2655989	MARSHALL BRAIN'S HOWSTUFFWORKS	TARR	LIVE
403	76271885	2648743	"EXTRA" WORK FOR BRAIN SURGEONS	TARR	LIVE
404	76264037	2642141	BRAIN BREW BOOKS	TARR	LIVE
405	76256961	2554380	FRAGILE BRAIN	TARR	LIVE
406	76247690	2630826	THE BRAIN-VOICE CONNECTION	TARR	LIVE
407	76242560	2657130	BRAIN THE WORLD INSIDE YOUR HEAD	TARR	LIVE
408	76238703	2554373	BRAIN ESSENTIALS	TARR	LIVE
409	76227847	2615962	BRAIN-FRY	TARR	LIVE
410	76226851		BRAIN CHAMP	TARR	LIVE
411	76215950		TOP-BRAIN	TARR	LIVE
412	76207699	2573328	BRAIN BLOOMERS	TARR	LIVE
413	76197064	2575743	GET SOMEONE WITH A BRAIN	TARR	LIVE
414	76196436	2563465	BRAIN BOLUS	TARR	LIVE
415	76170939	2762281	BRAIN BREW	TARR	LIVE
416	76170520	2711845	BRAIN BREW	TARR	LIVE
417	76168452	2821981	BRAIN SPIDER	TARR	LIVE
418	76165248	2552238	BRAIN QUEST	TARR	LIVE
419	76162417	2852341	BRAIN 2 BRAIN	TARR	LIVE
420	76138960	2581285	THE BRAIN GUY	TARR	LIVE
421	76134884	2568389	POWER BRAIN	TARR	LIVE
422	76126063	2608830	BRAIN PAD	TARR	LIVE
423	76114201	2622039	RAYMAN BRAIN GAMES	TARR	LIVE
424	76082463	2828198	BRAIN THERAPEUTICS	TARR	LIVE

425	76068267	2661411	BRAIN WEDGIES	TARR	LIVE
426	76053169	2473435	LIKE HAVING A BRAIN IN YOUR FOOT	TARR	LIVE
427	76041957	2687816	BRAIN IN THE TRAIN	TARR	LIVE
428	76037233	2530723	BRAIN VOMIT	TARR	LIVE
429	76036998	2447885	BRAIN NAVIGATOR	TARR	LIVE
430	76025847	2879810	THE EVELYN F. MCKNIGHT BRAIN RESEARCH FOUNDATION	TARR	LIVE
431	76025338	2541549	BRAIN VOMIT	TARR	LIVE
432	76016170	2696974	THE BRAIN CONNECTION	TARR	LIVE
433	76010066	2430003	LEARNING BRAIN EXPO	TARR	LIVE
434	75913779	2411603	BRAIN FITNESS CENTER	TARR	LIVE
435	75818492	2385540	BRAIN	TARR	LIVE
436	75723666	2468566	RX- BRAIN	TARR	LIVE
437	75580263	2342743	BRAIN GARDEN	TARR	LIVE
438	75882056	2592344	BRAWN AND BRAIN	TARR	LIVE
439	75823070	2385564	BINGO BRAIN	TARR	LIVE
440	75795373	2594936	BRAIN BRACE	TARR	LIVE
441	75690663	2493202	BRAIN FLASH!	TARR	LIVE
442	75687486	2447404	BRAIN TEETHER	TARR	LIVE
443	75672903	2618520	BRAIN DARTS	TARR	LIVE
444	75603837	2976344	LIFT WITH YOUR BRAIN!	TARR	LIVE
445	75536954	2409216	DR. BRAIN	TARR	LIVE
446	75718028	2466413	GALACTIC BRAIN BENDERS	TARR	LIVE
447	75517577	2285100	WHAT COLOR IS YOUR BRAIN? ORANGE YELLOW GREEN BLUE	TARR	LIVE
448	75642259	2384938	STRESS STAR NOTEBOOKS BUILDING A BRIDGE BETWEEN YOUR BOOKS AND YOUR BRAIN	TARR	LIVE
449	75757509	2838906	BRAIN FOOD FOR BABIES	TARR	LIVE
450	75654848	2389380	BRAIN FOOD GAMES	TARR	LIVE
451	75535667	2457817	ENERGIZE YOUR BRAIN	TARR	LIVE
452	75921513	2429841	THE ALL-DAY BRAIN FOOD	TARR	LIVE
453	75955941	3140775	BRAIN	TARR	LIVE
454	75721985	2625527	WILD BRAIN	TARR	LIVE
455	75571241	2356818	MAGIC BRAIN COMPUTING	TARR	LIVE
456	75934994	2610311	BROADBAND TO YOUR BRAIN	TARR	LIVE
457	75530501	2619239	BRAIN SURGERY	TARR	LIVE
458	75564223	2352849	BRAIN RESPIRATION	TARR	LIVE
459	75860387	2429649	BRAIN-FLEX	TARR	LIVE
460	75955923	2603471	PERSONAL BRAIN	TARR	LIVE
461	75934504	2956399	THE BRAIN	TARR	LIVE
462	75928057	2521103	BRAIN INVADERS	TARR	LIVE
463	75923745	2499776	BRAIN SELTZER	TARR	LIVE
464	75913778	2411602	BRAIN SCIENCE CENTER	TARR	LIVE
465	75913777	2411601	BRAIN SCIENCE INSTITUTE	TARR	LIVE
466	75913776	2411600	BRAIN HEALTH CENTER	TARR	LIVE

467	75904171	2586762	THE BRAIN STORE	TARR	LIVE
468	75902842	2728508	ADVANCED BRAIN TECHNOLOGIES	TARR	LIVE
469	75882062	2404311	MAXI-BRAIN	TARR	LIVE
470	75880618	2398133	LANE BRAIN	TARR	LIVE
471	75862293	2402076	BABY BRAIN BASICS	TARR	LIVE
472	75861050	2406133	YOUR BRAIN IS HUNGRY	TARR	LIVE
473	75855883	2564923	SAATCHI & SAATCHI BRAIN	TARR	LIVE
474	75855269	2686965	FEED YOUR BRAIN	TARR	LIVE
475	75855265	2652290	FEED YOUR BRAIN	TARR	LIVE
476	75844530	2479241	WHAT TO DO ABOUT YOUR BRAIN-INJURED CHILD	TARR	LIVE
477	75823067	2385563	BINGO BRAIN	TARR	LIVE
478	75819063	2622732	BRAIN	TARR	LIVE
479	75818730	2553452	LEFT BRAIN MARKETING	TARR	LIVE
480	75782761	2568925	THIRD BRAIN THINKING	TARR	LIVE
481	75778099	2458424	INTERVIEWING THE BRAIN	TARR	LIVE
482	75778098	2488773	INTERVIEWING THE BRAIN	TARR	LIVE
483	75778097	2458423	INTERVIEWING THE BRAIN	TARR	LIVE
484	75757893	2458367	LAMARCK BRAIN	TARR	LIVE
485	75750034	2441594	BRAIN LEARNINGWORKS	TARR	LIVE
486	75729648	2729476	BRAIN CRUNCHES	TARR	LIVE
487	75725645	2398724	CHANNEL YOUR BRAIN	TARR	LIVE
488	75709064	2382790	BRAIN BASICS	TARR	LIVE
489	75672904	2464377	BRAIN DARTS	TARR	LIVE
490	75650933	2443779	BRAIN MANAGEMENT	TARR	LIVE
491	75650466	2466970	BRAIN MANAGEMENT	TARR	LIVE
492	75646410	2644918	THE WHOLE BRAIN GAME IT'S NOT WHAT YOU THINK... BUT HOW YOU THINK IT.	TARR	LIVE
493	75625431	2493116	BRAIN	TARR	LIVE
494	75618648	2427649	BRAIN PRINT	TARR	LIVE
495	75618614	2432359	BRAIN SUPPORT FORMULA	TARR	LIVE
496	75609053	2290312	BRAIN SHAKER	TARR	LIVE
497	75591174	2316149	TRAIN YOUR BRAIN	TARR	LIVE
498	75573189	2403275	BRAIN SHAKER XTREME	TARR	LIVE
499	75557520	2301939	BRAIN-BOX	TARR	LIVE
500	75539569	2635690	PLAY WITH YOUR BRAIN	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)

[|.HOME](#)
[| SITE INDEX|](#)
[SEARCH |](#)
[eBUSINESS |](#)
[HELP |](#)
[PRIVACY POLICY](#)





## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
 Please logout when you are done to release system resources allocated for you.

 List At:  OR  to record: 
**570 Records(s) found (This page: 401 ~ 500)**

Refine Search (Brain)[MN] and (Live)[LD]

Current Search: S1: (Brain)[MN] and (Live)[LD] docs: 570 occ: 1149

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
401	76283521	2640954	SUSAN'S TRAIN YOUR BRAIN SERIES	TARR	LIVE
402	76277665	2655989	MARSHALL BRAIN'S HOWSTUFFWORKS	TARR	LIVE
403	76271885	2648743	"EXTRA" WORK FOR BRAIN SURGEONS	TARR	LIVE
404	76264037	2642141	BRAIN BREW BOOKS	TARR	LIVE
405	76256961	2554380	FRAGILE BRAIN	TARR	LIVE
406	76247690	2630826	THE BRAIN-VOICE CONNECTION	TARR	LIVE
407	76242560	2657130	BRAIN THE WORLD INSIDE YOUR HEAD	TARR	LIVE
408	76238703	2554373	BRAIN ESSENTIALS	TARR	LIVE
409	76227847	2615962	BRAIN-FRY	TARR	LIVE
410	76226851		BRAIN CHAMP	TARR	LIVE
411	76215950		TOP-BRAIN	TARR	LIVE
412	76207699	2573328	BRAIN BLOOMERS	TARR	LIVE
413	76197064	2575743	GET SOMEONE WITH A BRAIN	TARR	LIVE
414	76196436	2563465	BRAIN BOLUS	TARR	LIVE
415	76170939	2762281	BRAIN BREW	TARR	LIVE
416	76170520	2711845	BRAIN BREW	TARR	LIVE
417	76168452	2821981	BRAIN SPIDER	TARR	LIVE
418	76165248	2552238	BRAIN QUEST	TARR	LIVE
419	76162417	2852341	BRAIN 2 BRAIN	TARR	LIVE
420	76138960	2581285	THE BRAIN GUY	TARR	LIVE
421	76134884	2568389	POWER BRAIN	TARR	LIVE
422	76126063	2608830	BRAIN PAD	TARR	LIVE
423	76114201	2622039	RAYMAN BRAIN GAMES	TARR	LIVE
424	76082463	2828198	BRAIN THERAPEUTICS	TARR	LIVE

425	76068267	2661411	BRAIN WEDGIES	TARR	LIVE
426	76053169	2473435	LIKE HAVING A BRAIN IN YOUR FOOT	TARR	LIVE
427	76041957	2687816	BRAIN IN THE TRAIN	TARR	LIVE
428	76037233	2530723	BRAIN VOMIT	TARR	LIVE
429	76036998	2447885	BRAIN NAVIGATOR	TARR	LIVE
430	76025847	2879810	THE EVELYN F. MCKNIGHT BRAIN RESEARCH FOUNDATION	TARR	LIVE
431	76025338	2541549	BRAIN VOMIT	TARR	LIVE
432	76016170	2696974	THE BRAIN CONNECTION	TARR	LIVE
433	76010066	2430003	LEARNING BRAIN EXPO	TARR	LIVE
434	75913779	2411603	BRAIN FITNESS CENTER	TARR	LIVE
435	75818492	2385540	BRAIN	TARR	LIVE
436	75723666	2468566	RX- BRAIN	TARR	LIVE
437	75580263	2342743	BRAIN GARDEN	TARR	LIVE
438	75882056	2592344	BRAWN AND BRAIN	TARR	LIVE
439	75823070	2385564	BINGO BRAIN	TARR	LIVE
440	75795373	2594936	BRAIN BRACE	TARR	LIVE
441	75690663	2493202	BRAIN FLASH!	TARR	LIVE
442	75687486	2447404	BRAIN TEETHER	TARR	LIVE
443	75672903	2618520	BRAIN DARTS	TARR	LIVE
444	75603837	2976344	LIFT WITH YOUR BRAIN!	TARR	LIVE
445	75536954	2409216	DR. BRAIN	TARR	LIVE
446	75718028	2466413	GALACTIC BRAIN BENDERS	TARR	LIVE
447	75517577	2285100	WHAT COLOR IS YOUR BRAIN? ORANGE YELLOW GREEN BLUE	TARR	LIVE
448	75642259	2384938	STRESS STAR NOTEBOOKS BUILDING A BRIDGE BETWEEN YOUR BOOKS AND YOUR BRAIN	TARR	LIVE
449	75757509	2838906	BRAIN FOOD FOR BABIES	TARR	LIVE
450	75654848	2389380	BRAIN FOOD GAMES	TARR	LIVE
451	75535667	2457817	ENERGIZE YOUR BRAIN	TARR	LIVE
452	75921513	2429841	THE ALL-DAY BRAIN FOOD	TARR	LIVE
453	75955941	3140775	BRAIN	TARR	LIVE
454	75721985	2625527	WILD BRAIN	TARR	LIVE
455	75571241	2356818	MAGIC BRAIN COMPUTING	TARR	LIVE
456	75934994	2610311	BROADBAND TO YOUR BRAIN	TARR	LIVE
457	75530501	2619239	BRAIN SURGERY	TARR	LIVE
458	75564223	2352849	BRAIN RESPIRATION	TARR	LIVE
459	75860387	2429649	BRAIN-FLEX	TARR	LIVE
460	75955923	2603471	PERSONAL BRAIN	TARR	LIVE
461	75934504	2956399	THE BRAIN	TARR	LIVE
462	75928057	2521103	BRAIN INVADERS	TARR	LIVE
463	75923745	2499776	BRAIN SELTZER	TARR	LIVE
464	75913778	2411602	BRAIN SCIENCE CENTER	TARR	LIVE
465	75913777	2411601	BRAIN SCIENCE INSTITUTE	TARR	LIVE
466	75913776	2411600	BRAIN HEALTH CENTER	TARR	LIVE

467	75904171	2586762	THE BRAIN STORE	TARR	LIVE
468	75902842	2728508	ADVANCED BRAIN TECHNOLOGIES	TARR	LIVE
469	75882062	2404311	MAXI-BRAIN	TARR	LIVE
470	75880618	2398133	LANE BRAIN	TARR	LIVE
471	75862293	2402076	BABY BRAIN BASICS	TARR	LIVE
472	75861050	2406133	YOUR BRAIN IS HUNGRY	TARR	LIVE
473	75855883	2564923	SAATCHI & SAATCHI BRAIN	TARR	LIVE
474	75855269	2686965	FEED YOUR BRAIN	TARR	LIVE
475	75855265	2652290	FEED YOUR BRAIN	TARR	LIVE
476	75844530	2479241	WHAT TO DO ABOUT YOUR BRAIN-INJURED CHILD	TARR	LIVE
477	75823067	2385563	BINGO BRAIN	TARR	LIVE
478	75819063	2622732	BRAIN	TARR	LIVE
479	75818730	2553452	LEFT BRAIN MARKETING	TARR	LIVE
480	75782761	2568925	THIRD BRAIN THINKING	TARR	LIVE
481	75778099	2458424	INTERVIEWING THE BRAIN	TARR	LIVE
482	75778098	2488773	INTERVIEWING THE BRAIN	TARR	LIVE
483	75778097	2458423	INTERVIEWING THE BRAIN	TARR	LIVE
484	75757893	2458367	LAMARCK BRAIN	TARR	LIVE
485	75750034	2441594	BRAIN LEARNINGWORKS	TARR	LIVE
486	75729648	2729476	BRAIN CRUNCHES	TARR	LIVE
487	75725645	2398724	CHANNEL YOUR BRAIN	TARR	LIVE
488	75709064	2382790	BRAIN BASICS	TARR	LIVE
489	75672904	2464377	BRAIN DARTS	TARR	LIVE
490	75650933	2443779	BRAIN MANAGEMENT	TARR	LIVE
491	75650466	2466970	BRAIN MANAGEMENT	TARR	LIVE
492	75646410	2644918	THE WHOLE BRAIN GAME IT'S NOT WHAT YOU THINK... BUT HOW YOU THINK IT.	TARR	LIVE
493	75625431	2493116	BRAIN	TARR	LIVE
494	75618648	2427649	BRAIN PRINT	TARR	LIVE
495	75618614	2432359	BRAIN SUPPORT FORMULA	TARR	LIVE
496	75609053	2290312	BRAIN SHAKER	TARR	LIVE
497	75591174	2316149	TRAIN YOUR BRAIN	TARR	LIVE
498	75573189	2403275	BRAIN SHAKER XTREME	TARR	LIVE
499	75557520	2301939	BRAIN-BOX	TARR	LIVE
500	75539569	2635690	PLAY WITH YOUR BRAIN	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)

[|.HOME](#) | 
 [SITE INDEX](#) | 
 [SEARCH](#) | 
 [eBUSINESS](#) | 
 [HELP](#) | 
 [PRIVACY POLICY](#)







## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At:  OR [Jump](#) to record: 
**570 Records(s) found (This page: 501 ~ 570)**

Refine Search (Brain)[MN] and (Live)[LD]

[Submit](#)

Current Search: S1: (Brain)[MN] and (Live)[LD] docs: 570 occ: 1149

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
501	75539552	2570339	THE GAME FOR YOUR WHOLE BRAIN	TARR	LIVE
502	75521577	2307193	SHAKE THAT BRAIN!	TARR	LIVE
503	75509776	2361284	BRAIN QUESTIONS	TARR	LIVE
504	75037158	2050002	BRAIN WARP	TARR	LIVE
505	75491450	2363016	BRAIN BYTES	TARR	LIVE
506	75495848	2373612	X-BRAIN	TARR	LIVE
507	75479316	2392011	DRAWING ON THE RIGHT SIDE OF THE BRAIN	TARR	LIVE
508	75151393	2081558	BRAIN LINK COMPLEX GLUTAMINE TYROSINE GABA GLYCINE TAURINE	TARR	LIVE
509	75026478	2015529	YOUR BRAIN WORKS FASTER THAN YOU THINK	TARR	LIVE
510	75457219	2394608	SOLV THE TECHNOLOGY BRAIN TRUST	TARR	LIVE
511	75327701	2212516	BRAIN TREE SYSTEM	TARR	LIVE
512	75007413	2003128	BRAIN GYM	TARR	LIVE
513	75309534	2199101	BRAIN GUM	TARR	LIVE
514	75479418	2344507	BRAIN PEP	TARR	LIVE
515	75278218	2163784	BRAIN LUBE	TARR	LIVE
516	75472941	2462101	BRAIN SNACK	TARR	LIVE
517	75462642	2251348	PERIPHERAL BRAIN	TARR	LIVE
518	75438104	2273846	BRAIN TRUST PRODUCTIONS	TARR	LIVE
519	75422624	2327738	"CHIROPRACTIC BRAIN"	TARR	LIVE
520	75421508	2582543	BRAIN BUILDER	TARR	LIVE
521	75382426	2231796	WHOLE BRAIN	TARR	LIVE
522	75357302	2235357	THE BRAIN THAT'S MINE	TARR	LIVE
523	75351187	2167779	PERIPHERAL BRAIN	TARR	LIVE

524	75347876	2266183	BRAIN JAM	TARR	LIVE
525	75340189		BRAIN BLASTER	TARR	LIVE
526	75303475	2267619	BRAIN DROPS	TARR	LIVE
527	75303274	2453423	BRAIN BUCKET	TARR	LIVE
528	75286467	2200570	JOGGING THE BRAIN	TARR	LIVE
529	75246887	2177664	VITAMINS FOR THE BRAIN	TARR	LIVE
530	75245264	2398872	BRAIN WAVES	TARR	LIVE
531	75193365	2101616	PINKY AND THE BRAIN	TARR	LIVE
532	75192632	2147291	HARVARD BRAIN TISSUE RESOURCE CENTER "FROM KNOWLEDGE WILL COME A CURE"	TARR	LIVE
533	75184308	2210049	THE HEARING AID WITH A BRAIN	TARR	LIVE
534	75149122	2257493	POCKET BRAIN	TARR	LIVE
535	75117867	2166826	BRAIN SYNC	TARR	LIVE
536	75065881	2092668	THE BLANKET WITH A BRAIN	TARR	LIVE
537	75043737	2048855	BRAIN ROCKET	TARR	LIVE
538	75027478	2004545	BRAIN BOOK	TARR	LIVE
539	74720122	2054087	BRAIN TYPES	TARR	LIVE
540	74711989	1995323	BRAIN	TARR	LIVE
541	74287002	1831651	BRAIN ENDOWMENT BANK 1989	TARR	LIVE
542	74691423	2009734	BRAIN POWER INC.	TARR	LIVE
543	74284747	1822053	ISLAND OF DR. BRAIN	TARR	LIVE
544	74644967	2141228	BRAIN GEAR ?+3 A.B.C.	TARR	LIVE
545	74707782	1985627	WILD BRAIN	TARR	LIVE
546	74698928	2019961	GAMES THAT TEACH THE MIND TO THINK, NO BATTERIES REQUIRED, WORKS ON BRAIN CELLS	TARR	LIVE
547	74713582	2023305	GLOBAL BRAIN	TARR	LIVE
548	74723969	1985812	BRAIN, MENTAL, MIND STICKERS	TARR	LIVE
549	74310323	1853016	WINDOW TO THE BRAIN	TARR	LIVE
550	74655972	2011112	BRAIN DRAIN	TARR	LIVE
551	74644927	2221045	BRAIN GEAR	TARR	LIVE
552	74634933	2169826	THE BRAIN	TARR	LIVE
553	74579800	1942418	MINDWARE THE STORE FOR THE OTHER 90% OF YOUR BRAIN.	TARR	LIVE
554	74379281	1855706	BRAIN QUEST	TARR	LIVE
555	74294215	1801145	JUMP START YOUR BRAIN	TARR	LIVE
556	74287001	1810314	BRAIN ENDOWMENT BANK	TARR	LIVE
557	74256429	1848255	BRAIN QUEST	TARR	LIVE
558	74229438	1753232	BRAIN QUEST	TARR	LIVE
559	74083952	1655779	BRAIN WASH	TARR	LIVE
560	74060237	1641136	BRAIN EXCHANGE	TARR	LIVE
561	73682805	1489151	BRAIN TRAIN	TARR	LIVE
562	73655835	1494466	BRAIN POWER	TARR	LIVE
563	73608045	1429660	LA QUINTA BRAIN TRUST	TARR	LIVE
564	73559261	1413759	COMPUTER TECHNOLOGY DISCOVERING THE BRAIN	TARR	LIVE
565	73503752	1338118	YOMEGA THE YO-YO WITH A BRAIN	TARR	LIVE

566	73493025	1344017	BRAIN ATLAS	TARR	LIVE
567	73472873	1376377	THE DRAIN BRAIN	TARR	LIVE
568	73401693	1327903	BRAIN-POWER	TARR	LIVE
569	73351163	1265523	BRAIN FOOD	TARR	LIVE
570	72244663	0831755	BIRD BRAIN	TARR	LIVE

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [PREV LIST](#) [NEXT LIST](#) [TOP](#) [HELP](#)

[|.HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)

## **EXHIBIT B**

## Record List Display



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICTIONARY](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
 Please logout when you are done to release system resources allocated for you.

 List At:  OR  to record:  **690 Records(s) found (This page: 1 ~ 100)**

Refine Search (Matters)[MN] and (Live)[LD]

Current Search: S3: (Matters)[MN] and (Live)[LD] docs: 690 occ: 1384

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	79036019		PAKKENS WHERE PRESSURE MATTERS...	TARR	LIVE
2	79015175	3189610	IGC THE MAKE MATTERS	TARR	LIVE
3	78815441		MONEY MATTERS	TARR	LIVE
4	78779589		WHEN TRUST MATTERS	TARR	LIVE
5	78958170		BABY MATTERS	TARR	LIVE
6	78937103	3242399	EARTHLY MATTERS	TARR	LIVE
7	78808324		MENSCHLEKEIT MATTERS CHARACTERCOUNTS!	TARR	LIVE
8	78808291		MENSCHLEKEIT MATTERS	TARR	LIVE
9	78714125		WHERE FRESHNESS MATTERS	TARR	LIVE
10	78836376		OXYGEN MATTERS	TARR	LIVE
11	78941749		THE POINT THAT MATTERS	TARR	LIVE
12	78839265		MEDICINE THAT MATTERS	TARR	LIVE
13	78594133		LOCAL MATTERS	TARR	LIVE
14	78533280		HEALTH MATTERS MOST	TARR	LIVE
15	78978063	3240777	BEHAVIOR MATTERS	TARR	LIVE
16	78906019		WHEN RELIABILITY MATTERS	TARR	LIVE
17	78886421		SPACE MATTERS	TARR	LIVE
18	78682627		LOCAL MATTERS	TARR	LIVE
19	78764379		PRINT MATTERS	TARR	LIVE
20	78551074		MIND-SET MATTERS	TARR	LIVE
21	78974152		QUALITY MATTERS	TARR	LIVE
22	78839259	3236630	JOURNAL WATCH MEDICINE THAT MATTERS	TARR	LIVE
23	78837338		WHERE TASTE MATTERS!	TARR	LIVE
24	78900860		BECAUSE EVERY DOCUMENT MATTERS	TARR	LIVE

25	78555936		LEADERSHIP MATTERS	TARR	LIVE
26	78700514		WHEN MONEY MATTERS. . .	TARR	LIVE
27	78897044		SIZE MATTERS	TARR	LIVE
28	78870277		IF IT MATTERS, WE'RE ON IT	TARR	LIVE
29	78843524		CARING MATTERS "IT'S WHO WE ARE...IT'S WHAT WE DO"	TARR	LIVE
30	78864564	3229431	MAINTAINING WHAT MATTERS TO YOU	TARR	LIVE
31	78803514		HEALTHY MOUTH MATTERS	TARR	LIVE
32	78518222	3146663	ONLINE OFFLINE ALL AROUND THE WORLD EXPERIENCE MATTERS	TARR	LIVE
33	78956914		MY GARDEN MATTERS	TARR	LIVE
34	78843506		MIDDLEBURG BANK WE KNOW MONEY MATTERS.	TARR	LIVE
35	78643116		PACKAGING MATTERS	TARR	LIVE
36	78950909		REMEMBER WHAT MATTERS.	TARR	LIVE
37	78764720		FLOSSING MATTERS	TARR	LIVE
38	78686399		KIDS' HEALTH MATTERS	TARR	LIVE
39	78856945		EVIDENCE MATTERS	TARR	LIVE
40	78644961		EVERY STEP MATTERS	TARR	LIVE
41	78868763		DEBT MATTERS	TARR	LIVE
42	78830359	3222121	DESIGN THAT MATTERS INNOVATION FOR SOCIAL ENTERPRISE	TARR	LIVE
43	78528295	3220613	MONEY MATTERS	TARR	LIVE
44	78947568		WHERE PERSONAL SERVICE STILL MATTERS	TARR	LIVE
45	78941495		EVERY CLIENT MATTERS	TARR	LIVE
46	78877380	3219970	EVERY PHYSICIAN MATTERS, EACH PATIENT COUNTS	TARR	LIVE
47	78679079		YOUR BUSINESS MATTERS	TARR	LIVE
48	78787193		PRIVACY MATTERS	TARR	LIVE
49	78931522		ALL THAT MATTERS OUTDOORS	TARR	LIVE
50	78777549		CURRICULUM MATTERS	TARR	LIVE
51	78884264	3215774	MY LIFE MATTERS	TARR	LIVE
52	78882446	3215731	EVERY MOMENT MATTERS	TARR	LIVE
53	78857709		IT MATTERS PUBLISHING	TARR	LIVE
54	78815341		EVERY DRINK MATTERS	TARR	LIVE
55	78777248		CRITICAL MATTERS. CRITICAL THINKING	TARR	LIVE
56	78797463		ATLAS HOMEWARES ...BECAUSE STYLE MATTERS	TARR	LIVE
57	78696361	3120733	ASSET PROTECTION MATTERS.....IT'S ONLY PART OF WHAT WE DO	TARR	LIVE
58	78694560	3120702	STATE TAX MATTERS..... IT'S ONLY PART OF WHAT WE DO	TARR	LIVE
59	78658784		BEHAVIOR MATTERS	TARR	LIVE
60	78907791		WHERE PEOPLE COUNT & SERVICE MATTERS	TARR	LIVE
61	78632099	3214063	BECAUSE RESPONSE MATTERS AND CARING COUNTS	TARR	LIVE
62	78930972		FRUITS & VEGGIES MORE MATTERS	TARR	LIVE
63	78844710		FRUITS & VEGGIES MORE MATTERS	TARR	LIVE

64	78682122	3120212	SAY IT MATTERS 'SAYMAT' WWW.SAYITMATTERS.COM	TARR	LIVE
65	78930978		ONLY WHAT MATTERS, MATTERS.	TARR	LIVE
66	78864910	3208843	IT MATTERS NOW	TARR	LIVE
67	78854520	3208434	DEFENDING WHAT MATTERS MOST.	TARR	LIVE
68	78759746		YOUR PERSPECTIVE MATTERS	TARR	LIVE
69	78740866		PERFORMANCE MATTERS	TARR	LIVE
70	78728042	3204665	PLACE MATTERS. TRY OURS.	TARR	LIVE
71	78825660	3201409	ASM AFTER SCHOOL MATTERS	TARR	LIVE
72	78839243		JOURNAL WATCH MEDICINE THAT MATTERS	TARR	LIVE
73	78643429	3195813	AUTONOMY A UNDERSTANDING WHAT MATTERS	TARR	LIVE
74	78581152	3076295	THE PAST MATTERS GENEALOGY SERVICES	TARR	LIVE
75	78830703		MTRONPTI ...WHEN TIMING MATTERS	TARR	LIVE
76	78769807		SM SIZE MATTERS	TARR	LIVE
77	78641229	3199724	MARGIN MATTERS	TARR	LIVE
78	78940650		SAFE DRIVING MATTERS	TARR	LIVE
79	78638191	3197580	IF THE JOB MATTERS THE TUBE MATTERS	TARR	LIVE
80	78783511		LAUGHING MATTERS	TARR	LIVE
81	78822787	3193487	VALUE THAT MATTERS	TARR	LIVE
82	78701135	3192091	SURETY MATTERS	TARR	LIVE
83	78880751		PARTICLE SIZE MATTERS	TARR	LIVE
84	78813039	3189397	HUMAN ENERGY MATTERS	TARR	LIVE
85	78639427	3188807	CREDIT MATTERS	TARR	LIVE
86	78832040	3187368	CREDIT MATTERS	TARR	LIVE
87	78659172	3185969	HISTORY MATTERS MINNESOTA HISTORICAL SOCIETY	TARR	LIVE
88	78616682	3185724	WEIGHT LOSS MATTERS	TARR	LIVE
89	78805651		INNOVATION THAT MATTERS	TARR	LIVE
90	78809062	3183803	FAMILY MATTERS	TARR	LIVE
91	78752108		FEDEX EVERY PACKAGE MATTERS	TARR	LIVE
92	78510763	3182568	LIFESTYLE MATTERS	TARR	LIVE
93	78874020		FRUITS & VEGGIES MORE MATTERS	TARR	LIVE
94	78824594		TASTE IS ALL THAT MATTERS	TARR	LIVE
95	78757929	3180336	FDC DIGITAL WHEN YOUR IMAGE MATTERS MOST.	TARR	LIVE
96	78871466		WHAT WE DO MATTERS	TARR	LIVE
97	78764549		WHEN IT MATTERS	TARR	LIVE
98	78632577	3173387	SAFETY MATTERS	TARR	LIVE
99	78754326		W WOMAN-CENTRIC MATTERS!	TARR	LIVE
100	78673655		THE FREEDOM TO FOCUS ON WHAT REALLY MATTERS	TARR	LIVE

Record List Display



## Record List Display



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)

Logout

Please logout when you are done to release system resources allocated for you.

Start List  
At:OR Jump to  
record:690 Records(s) found (This  
page: 101 ~ 200)

Refine Search (Matters)[MN] and (Live)[LD]

Submit

Current Search: S3: (Matters)[MN] and (Live)[LD] docs: 690 occ: 1384

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
101	78775081	3168445	BUILDING WHAT MATTERS TO YOU	TARR	LIVE
102	78604861	3167604	LBC&C WHEN IT REALLY MATTERS	TARR	LIVE
103	78588729	3161704	MORTGAGE MATTERS	TARR	LIVE
104	78828762		JUST RIDE NOTHING ELSE MATTERS	TARR	LIVE
105	78802071	3158774	BECAUSE THE MAIL MATTERS	TARR	LIVE
106	78797194		MY MEDICARE MATTERS	TARR	LIVE
107	78673661		WHAT REALLY MATTERS	TARR	LIVE
108	78599572		INDEPENDENCE THAT MATTERS	TARR	LIVE
109	78555907	3160521	PARTNERSHIP MATTERS	TARR	LIVE
110	78529964	3160356	THINK NEUROLOGY NOW YOUR BRAIN MATTERS	TARR	LIVE
111	78515578	3156296	TRUST MATTERS	TARR	LIVE
112	78814713		MATTERS OF LIFE & WEALTH	TARR	LIVE
113	78814152	3154176	ASTHMA MATTERS	TARR	LIVE
114	78599194	3155184	EXPERIENCE MATTERS. RESULTS COUNT.	TARR	LIVE
115	78511459		WHEN THE WINE MATTERS	TARR	LIVE
116	78847949		EVERYTHING COUNTS, EVERYONE MATTERS	TARR	LIVE
117	78731405	3148434	FAMILY MATTERS RX	TARR	LIVE
118	78731371	3148433	FAMILY MATTERS	TARR	LIVE
119	78558745		EMOTO WATER PERFECT CRYSTAL MIND MATTERS RESTATE YOURSELF	TARR	LIVE
120	78685783	3144888	INNOVATION MATTERS	TARR	LIVE
121	78682618		LOCAL MATTERS	TARR	LIVE
122	78970236		BECAUSE PERFORMANCE MATTERS	TARR	LIVE
123	78970157		QM QUALITY MATTERS	TARR	LIVE

124	78844783		YOUR CHANGE MATTERS	TARR	LIVE
125	78782889		POEMS: PATIENT-ORIENTED EVIDENCE THAT MATTERS	TARR	LIVE
126	78966433		HEALTH MATTERS	TARR	LIVE
127	78965697		SPEED MATTERS	TARR	LIVE
128	78829802		SIMPLY WHAT MATTERS	TARR	LIVE
129	78953907		MOTION MATTERS	TARR	LIVE
130	78953906		MOTION MATTERS	TARR	LIVE
131	78562960		REAL ESTATE MATTERS	TARR	LIVE
132	78768314		LENGTH MATTERS	TARR	LIVE
133	78586016	3131177	GOVERNANCE MATTERS	TARR	LIVE
134	78605009	3128101	PROJECT EVERGREEN BECAUSE GREEN MATTERS	TARR	LIVE
135	78562573		DESIGN MATTERS	TARR	LIVE
136	78915510		BRAIN MATTERS IMAGING CENTERS	TARR	LIVE
137	78719304		THE EXPERIENCE MATTERS	TARR	LIVE
138	78672800		FOCUS ON WHAT MATTERS	TARR	LIVE
139	78741270		EVERYTHING MATTERS	TARR	LIVE
140	78901331		HUGHES HUBBARD CRITICAL MATTERS. CRITICAL THINKING.	TARR	LIVE
141	78894206		MOBILE MATTERS	TARR	LIVE
142	78893036		SIZE MATTERS	TARR	LIVE
143	78605838	3100439	SPEAKING MATTERS	TARR	LIVE
144	78646893	3095566	THE RIGHT CHOICE WHEN IT REALLY MATTERS	TARR	LIVE
145	78864333		EVERYONE MATTERS	TARR	LIVE
146	78654997		TIME MATTERS	TARR	LIVE
147	78629961	3085451	WHEN MAP QUALITY MATTERS	TARR	LIVE
148	78747597		WHEN IT MATTERS MOST. THINK ST. JOHN'S	TARR	LIVE
149	78742842		WHERE STYLE MATTERS	TARR	LIVE
150	78718625		SIZE MATTERS THE GAME THAT LETS YOU MEASURE UP	TARR	LIVE
151	78676354		SIZE MATTERS	TARR	LIVE
152	78649473		EVERY DAY MATTERS	TARR	LIVE
153	78608838		SIZE MATTERS	TARR	LIVE
154	78599405	3076425	VISION MATTERS	TARR	LIVE
155	78594134		LOCAL MATTERS	TARR	LIVE
156	78592255	3082205	GOD MATTERS	TARR	LIVE
157	78581151	3076294	THE PAST MATTERS	TARR	LIVE
158	78571368	3063164	THE EARTH MATTERS	TARR	LIVE
159	78571039		SIZE MATTERS	TARR	LIVE
160	78551262	3050462	BECAUSE COMMUNICATION MATTERS!	TARR	LIVE
161	78550877	3050444	METRO MATTERS	TARR	LIVE
162	78511306		GIVING BACK MATTERS	TARR	LIVE
163	78194246		ETHICS MATTERS	TARR	LIVE
164	78242352	2871616	SANOFI-SYNTHELABO BECAUSE HEALTH MATTERS	TARR	LIVE
165	78478457		FOOD MATTERS	TARR	LIVE
166	78407992		THE ONLY BRAND THAT MATTERS	TARR	LIVE

## Record List Display

167	78470651		SIZE MATTERS	TARR	LIVE
168	78490757	3221300	SHARKS IN THE WATER A WEBLOG REPORTING ON GLOBAL ENVIRONMENTAL AND IP MATTERS	TARR	LIVE
169	78108063	2663399	THE BRAIN MATTERS	TARR	LIVE
170	78447457		WHAT REALLY MATTERS TO MOMS	TARR	LIVE
171	78497091	3181674	CRAFT MATTERS	TARR	LIVE
172	78398149	2959748	FISCAL \$ MATTERS, L.L.C.	TARR	LIVE
173	78068958	2536841	KNOWING WHAT MATTERS	TARR	LIVE
174	78489031	3206687	WHEN YOUR IMAGE MATTERS MOST	TARR	LIVE
175	78405433	3023153	EMMAUS WHERE EVERYBODY MATTERS	TARR	LIVE
176	78147229		FAMILY HEALTH MATTERS	TARR	LIVE
177	78183569	2887623	MEMBERSHIP MATTERS	TARR	LIVE
178	78321810		BRAIN MATTERS	TARR	LIVE
179	78478452		TRUST MATTERS	TARR	LIVE
180	78390552	3169437	EARTHLY MATTERS	TARR	LIVE
181	78303042	2869811	PUBLICITY MATTERS	TARR	LIVE
182	78245804	3083423	OPTIMIZATION MATTERS	TARR	LIVE
183	78245803	2877351	OPTIMIZATION MATTERS	TARR	LIVE
184	78321308		WHERE QUALITY CARE MATTERS	TARR	LIVE
185	78086950	2780650	INTELLIGENCE MATTERS. YOU DECIDE.	TARR	LIVE
186	78085484	2681164	QUALITY MATTERS. YOU CHOOSE.	TARR	LIVE
187	78036086	2896271	BECAUSE EFFICACY MATTERS.	TARR	LIVE
188	78323196	3139803	FAMILY MATTERS	TARR	LIVE
189	78455427	3136738	ORGANIC MATTERS	TARR	LIVE
190	78080860	2601254	...BECAUSE IT MATTERS	TARR	LIVE
191	78110171	2669308	TRIVIAL MATTERS	TARR	LIVE
192	78239253		MYHEALTHCOMPASS QUALITY MATTERS. CHOOSE WISELY.	TARR	LIVE
193	78346813	3110060	LIFE SPACE MATTERS	TARR	LIVE
194	78485492	3094249	IT ALL MATTERS	TARR	LIVE
195	78445168	3081735	WHAT REALLY MATTERS TO MOMS	TARR	LIVE
196	78426531	3091218	CHF HEART MATTERS	TARR	LIVE
197	78351996	3091046	WHERE INDEPENDENCE MATTERS	TARR	LIVE
198	78489490	3087231	AMERICA MATTERS	TARR	LIVE
199	78498987		MEALTIME MATTERS	TARR	LIVE
200	78498065		ADVENTNET AND EXCELLENCE MATTERS	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)





## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)

Logout

Please logout when you are done to release system resources allocated for you.

Start

List  
At:

OR

Jump

to  
record:690 Records(s) found (This  
page: 201 ~ 300)

Refine Search (Matters)[MN] and (Live)[LD]

Submit

Current Search: S3: (Matters)[MN] and (Live)[LD] docs: 690 occ: 1384

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
201	78496579	3023538	WHEN PERFORMANCE MATTERS	TARR	LIVE
202	78480373	3004491	CANCER MATTERS	TARR	LIVE
203	78475926	3005956	SEEKING THE TRUTH WHEN IT MATTERS MOST	TARR	LIVE
204	78473692	3011208	CONNECTING THE MIND TO WHAT MATTERS	TARR	LIVE
205	78459808	3005842	WHEN VALUE MATTERS	TARR	LIVE
206	78457873	3053625	WE KNOW YOUR IMMIGRATION MATTERS!	TARR	LIVE
207	78457864	3053623	WE KNOW IMMIGRATION MATTERS!	TARR	LIVE
208	78457855	3053621	YOUR IMMIGRATION MATTERS!	TARR	LIVE
209	78457845	3053620	IMMIGRATION MATTERS!	TARR	LIVE
210	78447070	2989714	DELIVERING WHAT MATTERS MOST	TARR	LIVE
211	78445611		SHARPS BARBER AND SHOP MAINTENANCE MATTERS	TARR	LIVE
212	78445471	3049219	WHERE SIZE MATTERS	TARR	LIVE
213	78440634	3022119	"IT'S THE BATTER THAT MATTERS"	TARR	LIVE
214	78438201	3045031	PERFORMANCE MATTERS	TARR	LIVE
215	78429421	3066769	MANAGING WHAT MATTERS TO YOU	TARR	LIVE
216	78428980	3053344	CREATIVE MATTERS.	TARR	LIVE
217	78421731	2911307	RESPONSIBILITY MATTERS	TARR	LIVE
218	78415962	3067495	SIZE MATTERS	TARR	LIVE
219	78411873	3027069	ORGANIZING MATTERS	TARR	LIVE
220	78411331	2983183	MATURE MATTERS	TARR	LIVE
221	78409603	2959816	BECAUSE YOUR HEALTH MATTERS	TARR	LIVE
222	78403238	3042719	MORTAL MATTERS	TARR	LIVE
223	78401936	2942099	FAITH MATTERS	TARR	LIVE

## Record List Display

224	78401918	2940196	FAITH MATTERS	TARR	LIVE
225	78401151		1 HOME MATTERS	TARR	LIVE
226	78398889	3066727	UNDERSTANDING WHAT MATTERS TO YOU	TARR	LIVE
227	78387820	2930972	YOUR ESTATE MATTERS	TARR	LIVE
228	78387545		EACH SECOND MATTERS	TARR	LIVE
229	78380505	2985214	Q2LEARNING WHEN MASTERY MATTERS	TARR	LIVE
230	78362236	2923314	QUALITY ALWAYS MATTERS!	TARR	LIVE
231	78353801	3051623	ROUTINE MATTERS	TARR	LIVE
232	78347876	2986444	GRAY MATTERS	TARR	LIVE
233	78345077	2974337	MONEY MATTERS: MAKE IT COUNT	TARR	LIVE
234	78342583	2941816	HISTORY MATTERS	TARR	LIVE
235	78339723	2963220	SIZE MATTERS	TARR	LIVE
236	78335488	2991751	CHILDHOOD MATTERS	TARR	LIVE
237	78334973	2950345	RESPONSIBILITY MATTERS	TARR	LIVE
238	78323525	3026554	PRIDE MATTERS	TARR	LIVE
239	78303115	2886638	EVERYTHING MATTERS	TARR	LIVE
240	78302595	2937805	CITRUS MATTERS	TARR	LIVE
241	78302258	2920101	WHAT MATTERS TO YOU MATTERS TO US	TARR	LIVE
242	78298482	3081584	YOUR HEALTH MATTERS TODAY	TARR	LIVE
243	78296316	2922822	MEDIA WHERE IT MATTERS	TARR	LIVE
244	78295958	2979218	NEIGHBORHOOD MATTERS!	TARR	LIVE
245	78291014	2918201	MORNING MATTERS	TARR	LIVE
246	78266411	2840414	THE BALL MATTERS	TARR	LIVE
247	78263916	2961030	WHAT'S INSIDE MATTERS	TARR	LIVE
248	78261185	2927801	LIGHTING MATTERS	TARR	LIVE
249	78258972	3018471	PROTECTING WHAT MATTERS	TARR	LIVE
250	78250939	2929749	FEMALE MATTERS	TARR	LIVE
251	78249706	2911783	CREATIVE THOUGHT MATTERS	TARR	LIVE
252	78249696	2911782	CREATIVE THOUGHT MATTERS	TARR	LIVE
253	78246949	2921643	MARKETS MOVE. INSIGHT MATTERS.	TARR	LIVE
254	78244988	3071722	THE ECONOMY MATTERS	TARR	LIVE
255	78238818	2863782	ELDERCARE MATTERS	TARR	LIVE
256	78228605	2810739	BECAUSE BEING FIRST MATTERS!	TARR	LIVE
257	78226952	2944974	CONSUMER CHOICE MATTERS	TARR	LIVE
258	78225835	2904723	BECAUSE THE JOURNEY MATTERS	TARR	LIVE
259	78219101	2802535	PROTECTING WHAT MATTERS	TARR	LIVE
260	78207358	2841813	PRACTICE MATTERS	TARR	LIVE
261	78204556	2786650	WORK THAT MATTERS	TARR	LIVE
262	78200159	2942938	HEALTH POLICY MATTERS	TARR	LIVE
263	78199012	2983846	LITIGATION MATTERS	TARR	LIVE
264	78189849	2784375	RESEARCH MATTERS	TARR	LIVE
265	78188179	2887639	WHAT MATTERS TO YOU MATTERS TO US	TARR	LIVE
266	78184487	2840119	MARYLAND STATE DEPARTMENT OF EDUCATION ACHIEVEMENT MATTERS MOST	TARR	LIVE

## Record List Display

267	78179310	2863673	"WHEN EVERYTHING MATTERS"	TARR	LIVE
268	78158373	2824971	SPECKMAN LAW GROUP PLLC INTELLECTUAL PROPERTY MATTERS	TARR	LIVE
269	78123406	2774151	BUSINESS MATTERS	TARR	LIVE
270	78106710	2727160	PAIN MATTERS	TARR	LIVE
271	78104646	2772635	ENERGY MATTERS	TARR	LIVE
272	78102175	2881310	SOLAR MATTERS	TARR	LIVE
273	78101212		TRADITION MATTERS	TARR	LIVE
274	78085435	2675102	HEALTHCAREPRICE. QUALITY MATTERS. YOU CHOOSE.	TARR	LIVE
275	78078059	2756048	THE JOURNEY MATTERS...	TARR	LIVE
276	78050851	2561974	HEALTH INSURANCE MATTERS	TARR	LIVE
277	78029316	2690895	WHEN THE ANSWER MATTERS	TARR	LIVE
278	78018983	2515486	WHEREVER TASTE MATTERS.	TARR	LIVE
279	77095567		EVERY LIFE MATTERS	TARR	LIVE
280	77116357		PARENTS, TEENS AND MONEY MATTERS	TARR	LIVE
281	77114850		MORE THAN MONEY MATTERS	TARR	LIVE
282	77103874		PARENTS, KIDS AND MONEY MATTERS	TARR	LIVE
283	77119546		MINERAL MATTERS	TARR	LIVE
284	77147419		EVERYTHING MATTERS	TARR	LIVE
285	77086270		DRAMA MATTERS	TARR	LIVE
286	77082134		FAMILY MATTERS	TARR	LIVE
287	77082132		FAMILY MATTERS	TARR	LIVE
288	77064906		MEAD MATTERS	TARR	LIVE
289	77060248		DAY RUNNER FAMILY MATTERS	TARR	LIVE
290	77060228		DAY RUNNER FAMILY MATTERS	TARR	LIVE
291	77051377		EVERYTHING MATTERS	TARR	LIVE
292	77176615		GETTING HOME MATTERS	TARR	LIVE
293	77176440		FRAUD MATTERS	TARR	LIVE
294	77175327		WHAT MATTERS TO YOU	TARR	LIVE
295	77174230		"BECAUSE EVERY MORTGAGE MATTERS"	TARR	LIVE
296	77148784		WHEN "WHERE" MATTERS	TARR	LIVE
297	77173977		ACCOUNTING LIKE IT MATTERS	TARR	LIVE
298	77167301		DRAMA MATTERS	TARR	LIVE
299	77163503		WHAT MATTERS MOST	TARR	LIVE
300	77009490		CLEANING MATTERS	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)

Record List Display





## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSER DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)

Logout

Please logout when you are done to release system resources allocated for you.

Start List  
At:OR Jump to  
record:690 Records(s) found (This  
page: 301 ~ 400)

Refine Search (Matters)[MN] and (Live)[LD]

Submit

Current Search: S3: (Matters)[MN] and (Live)[LD] docs: 690 occ: 1384

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
301	77000489		MILLIONAIRE MATTERS	TARR	LIVE
302	77167492		FOOD MATTERS HEALTHY EATING FOR HEALTHY LIVING	TARR	LIVE
303	77169421		CHALLENGING THE GREY, MATTERS!	TARR	LIVE
304	77164220		SIZE MATTERS OUR SUITES ARE BIGGER	TARR	LIVE
305	77004120		SIZE MATTERS	TARR	LIVE
306	77111420		BECAUSE EVERY SIP MATTERS	TARR	LIVE
307	77011101		AUDIO MATTERS BECAUSE MUSIC IS CELEBRATION	TARR	LIVE
308	77163236		CLARITY MATTERS	TARR	LIVE
309	77078808		EVERYBODY MATTERS	TARR	LIVE
310	77077956		EVERYTHING THAT MATTERS	TARR	LIVE
311	77072074		EVERYTHING FAMILY MATTERS	TARR	LIVE
312	77057671		YOUR FAMILY MATTERS	TARR	LIVE
313	77159198		MIND MATTERS CLINICS	TARR	LIVE
314	77116542		ENERGY MATTERS	TARR	LIVE
315	77050592		WHEN INFORMATION MATTERS	TARR	LIVE
316	77037824		THE SCORE THAT MATTERS	TARR	LIVE
317	77126614		WEALTH MATTERS FOR YOUR BUSINESS	TARR	LIVE
318	77126606		WEALTH MATTERS FOR YOUR RETIREMENT	TARR	LIVE
319	77126559		WEALTH MATTERS FOR YOUR LIFE	TARR	LIVE
320	77079229		WOLVERINE ENVIRONMENT MATTERS PARTNERS PROCESS PRODUCT PEOPLE	TARR	LIVE
321	77079215		WOLVERINE ENVIRONMENT MATTERS PARTNERS PROCESS PRODUCT PEOPLE	TARR	LIVE
322	77021901		WHERE CHEMISTRY MATTERS	TARR	LIVE
323	77157311		PENSION RISK MATTERS	TARR	LIVE

324	77157199	MATTERS OF TASTE	TARR	LIVE
325	77069197	FOR SOFTWARE THAT MATTERS	TARR	LIVE
326	77024005	YOUR WORK MATTERS	TARR	LIVE
327	77017524	PRIVACY MATTERS	TARR	LIVE
328	77068420	BECAUSE QUALITY MATTERS	TARR	LIVE
329	77019008	GREEN MATTERS	TARR	LIVE
330	77152507	HAPPINESS MATTERS! LIFE COACHING FOR WOMEN IN TRANSITION	TARR	LIVE
331	77151554	ENVIRONMENT MATTERS	TARR	LIVE
332	77150109	METAL MATTERS	TARR	LIVE
333	77065727	SOURCE MATTERS	TARR	LIVE
334	77065693	BECAUSE IT MATTERS	TARR	LIVE
335	77148355	MORE TIME FOR WHAT MATTERS	TARR	LIVE
336	77148215	COURTESY MATTERS ENCANA.	TARR	LIVE
337	77148193	COURTESY MATTERS	TARR	LIVE
338	77148079	DIVERSITY MATTERS	TARR	LIVE
339	77144749	MAXIMIZE WHAT MATTERS	TARR	LIVE
340	77057855	BECAUSE SOUND MATTERS BECAUSESOUNDMATTERS.COM	TARR	LIVE
341	77057854	BECAUSE SOUND MATTERS	TARR	LIVE
342	77146272	MONEY MATTERS	TARR	LIVE
343	77146124	WHEN IT MATTERS	TARR	LIVE
344	77145004	HOUSTON HOSPICE LIFE MATTERS	TARR	LIVE
345	77138278	FEEDBACK MATTERS	TARR	LIVE
346	77049925	BECAUSE GRAY MATTERS	TARR	LIVE
347	77049889	BECAUSE GRAY MATTERS	TARR	LIVE
348	77049886	BECAUSE GRAY MATTERS	TARR	LIVE
349	77049883	BECAUSE GRAY MATTERS	TARR	LIVE
350	77049880	BECAUSE GRAY MATTERS	TARR	LIVE
351	77135610	IT MATTERS	TARR	LIVE
352	77133882	THE OTHER WOMAN...ERRAND SERVICE "LET ME TEND TO WHAT NEEDS DOING, SO YOU CAN TEND TO WHAT REALLY MATTERS...LIVING."	TARR	LIVE
353	77132445	WISDOM STONES - TOUCHSTONES TO WHAT MATTERS MOST	TARR	LIVE
354	77121184	MIND MATTERS	TARR	LIVE
355	77111157	OWEN & OWENS EVERY CLIENT MATTERS	TARR	LIVE
356	77106709	WHEN IT MATTERS	TARR	LIVE
357	77127894	EVERY DETAIL MATTERS	TARR	LIVE
358	77127889	WHAT MATTERS	TARR	LIVE
359	77126554	WEALTH MATTERS FOR YOUR BUSINESS	TARR	LIVE
360	77126415	WEALTH MATTERS FOR YOUR LIFE	TARR	LIVE
361	77126046	WEALTH MATTERS FOR YOUR RETIREMENT	TARR	LIVE
362	77125839	DIALOGUE MATTERS	TARR	LIVE
363	77125834	DIALOGUE MATTERS	TARR	LIVE
364	77121088	MIND MATTERS	TARR	LIVE

## Record List Display

365	77118881	SEX MATTERS	TARR	LIVE
366	77118443	QUALITY MATTERS	TARR	LIVE
367	77118371	EXPERIENCE COUNTS AND QUALITY MATTERS	TARR	LIVE
368	77114696	YOUR FINANCIAL BUSINESS MATTERS.	TARR	LIVE
369	77113516	FINDING WHAT MATTERS	TARR	LIVE
370	77113390	BECAUSE IT MATTERS	TARR	LIVE
371	77113357	FINDING WHAT MATTERS	TARR	LIVE
372	77029704	EVERY DAY MATTERS	TARR	LIVE
373	77056864	CONTEX WHEN IMAGING MATTERS	TARR	LIVE
374	77109032	HEALTH MATTERS FOR LIFE	TARR	LIVE
375	77105300	REAL FOOD MATTERS	TARR	LIVE
376	77104766	WHEN HOMETOWN SERVICE MATTERS	TARR	LIVE
377	77101169	MEASURE WHAT MATTERS	TARR	LIVE
378	77091244	EVERYTHING MATTERS.	TARR	LIVE
379	77089882	LOCATION MATTERS	TARR	LIVE
380	77089199	REAL ESTATE MATTERS	TARR	LIVE
381	77086274	DRAMA MATTERS	TARR	LIVE
382	77082402	ADVANCED MATTERS	TARR	LIVE
383	77068251	WEALTH MATTERS FOR LIFE AND IN RETIREMENT	TARR	LIVE
384	77065732	SOURCE MATTERS	TARR	LIVE
385	77074583	MOM MATTERS	TARR	LIVE
386	77068936	MONDAY MATTERS	TARR	LIVE
387	77068928	EVERY MONDAY MATTERS	TARR	LIVE
388	77068186	WEALTH MATTERS	TARR	LIVE
389	77068201	WEALTH MATTERS FOR LIFE AND IN RETIREMENT	TARR	LIVE
390	77057472	WHO YOU WORK WITH MATTERS	TARR	LIVE
391	77056323	ORGANIC MATTERS	TARR	LIVE
392	77035346	AIR MATTERS	TARR	LIVE
393	77041325	DISCOVER WHAT MATTERS	TARR	LIVE
394	77041144	BECAUSE TESTING MATTERS	TARR	LIVE
395	77045747	MUSIC MATTERS CARING FOR KIDS WITH MUSIC	TARR	LIVE
396	77042122	LEARNING MATTERS	TARR	LIVE
397	76657631	WHEN COMMITMENT MATTERS	TARR	LIVE
398	76056010	2490408 WHEN I.T. MATTERS	TARR	LIVE
399	76264823	2770732 SEX MATTERS	TARR	LIVE
400	76618161	GRACE MATTERS		

Record List Display

**Westlaw Attached Printing Summary Report for NADEL, WENDI 6000157**

Your Search:	"TOC SELECTIONS" & ("FIDUCIARY DUTY")
Date/Time of Request:	Tuesday, May 22, 2007 09:50:00 Mountain
Client Identifier:	QUANTUM
Database:	DE-ST-ANN
Citation Text:	DE ST TI 6 s 18-1101
Lines:	152
Documents:	1
Images:	0

The material accompanying this summary is subject to copyright. Usage is governed by contract with Thomson, West and their affiliates.

Westlaw.

Page 1

DE ST TI 6 § 18-1101

6 Del.C. § 18-1101

**C**

West's Delaware Code Annotated Currentness

Title 6. Commerce and Trade

Subtitle II. Other Laws Relating to Commerce and Trade

Chapter 18. Limited Liability Company Act

Subchapter XI. Miscellaneous

→ § 18-1101. Construction and application of chapter and limited liability company agreement

(a) The rule that statutes in derogation of the common law are to be strictly construed shall have no application to this chapter.

(b) It is the policy of this chapter to give the maximum effect to the principle of freedom of contract and to the enforceability of limited liability company agreements.

(c) To the extent that, at law or in equity, a member or manager or other person has duties (including fiduciary duties) to a limited liability company or to another member or manager or to another person that is a party to or is otherwise bound by a limited liability company agreement, the member's or manager's or other person's duties may be expanded or restricted or eliminated by provisions in the limited liability company agreement; provided, that the limited liability company agreement may not eliminate the implied contractual covenant of good faith and fair dealing.

(d) Unless otherwise provided in a limited liability company agreement, a member or manager or other person shall not be liable to a limited liability company or to another member or manager or to another person that is a party to or is otherwise bound by a limited liability company agreement for breach of fiduciary duty for the member's or manager's or other person's good faith reliance on the provisions of the limited liability company agreement.

(e) A limited liability company agreement may provide for the limitation or elimination of any and all liabilities for breach of contract and breach of duties (including fiduciary duties) of a member, manager or other person to a limited liability company or to another member or manager or to another person that is a party to or is otherwise bound by a limited liability company agreement; provided, that a limited liability company agreement may not limit or eliminate liability for any act or omission that constitutes a bad faith violation of the implied contractual covenant of good faith and fair dealing.

(f) Unless the context otherwise requires, as used herein, the singular shall include the plural and the plural may refer to only the singular. The use of any gender shall be applicable to all genders. The captions contained herein are for purposes of convenience only and shall not control or affect the construction of

DE ST TI 6 § 18-1101

6 Del.C. § 18-1101

this chapter.

(g) Sections 9-406 and 9-408 of this title do not apply to any interest in a limited liability company, including all rights, powers and interests arising under a limited liability company agreement or this chapter. This provision prevails over §§ 9-406 and 9-408 of this title.

68 Laws 1992, ch. 434, § 1; 69 Laws 1994, ch. 260, § 35; 72 Laws 2000, ch. 389, § 26, eff. Aug. 1, 2000; 73 Laws 2002, ch. 221, § 1, eff. Feb. 1, 2002; 74 Laws 2004, ch. 275, §§ 13, 14, eff. Aug. 1, 2004.

#### LAW REVIEW AND JOURNAL COMMENTARIES

Corporate Governance: Current Trends and Likely Developments for the Twenty-First Century. Michael D. Goldman and Eileen M. Filliben, 25 Del. J. Corp. L. 683 (2000).

#### LIBRARY REFERENCES

Limited Liability Companies ¶2, 14.  
Westlaw Key Number Searches: 241Ek2; 241Ek14.

#### RESEARCH REFERENCES

##### ALR Library

79 ALR 5th 689, Construction and Application of Limited Liability Company Acts.

##### Treatises and Practice Aids

Limited Liability Companies: Tax and Business Law p 8.06, Tables.

Limited Liability Companies: Tax and Business Law p 9.02, Background: Termination Under Partnership Law.

Limited Liability Companies: Tax and Business Law p 10.03, Duty of Loyalty.

Limited Liability Companies: Tax and Business Law p 10.06, Changing Fiduciary Duties by Agreement.

Limited Liability Companies: Tax and Business Law p 10.07, Derivative Litigation.

Limited Liability Companies: Tax and Business Law p 10.08, Indemnification and Insurance.

Limited Liability Companies: Tax and Business Law p 10.09, Special Fiduciary Duties in Closely Held Limited Liability Companies.

Limited Liability Companies: Tax and Business Law p 14.02, Tables.

Limited Liability Companies: Tax and Business Law p 14.03, Chapter 18. Limited Liability Company Act.

DE ST TI 6 § 18-1101

6 Del.C. § 18-1101

Limited Liability Companies: Tax and Business Law p 14.04, Llc Management.

Limited Liability Companies: Tax and Business Law p 14.05, Fiduciary Duty.

Limited Liability Companies: Tax and Business Law p 14.07, Dissolution.

Oppression of Min. Shareholders and LLC Members § 6:3, Sources of Possible Oppression in Llcs: Majority Control and Its Limits.

Ribstein & Keatinge on Limited Liabilities Companies § 7:8, Rights of Members' Creditors.

Ribstein & Keatinge on Limited Liabilities Companies § 9:4, Consent and Waiver.

Structuring and Drafting Commercial Loan Agreement ¶ 21.07, Consents.

Tax Advantaged Securities § 5:35, Llcs and § Corporations -- Disadvantages of an Llc.

Tax-Advantages Securities Handbook § 13:5, Entity Comparison of Llcs With § Corporations and Limited Partnerships.

Tax-Advantages Securities Handbook § 13:7, Organization.

Venture Capital and Small Business Financings § 3:35, Entity Comparison of Llcs With § Corporations and Limited Partnerships -- Disadvantages of an Llc.

## NOTES OF DECISIONS

### In general 1

#### 1. In general

By contract, such as an exculpatory provision in a corporate charter or in a limited liability company (LLC) Agreement, the beneficiaries may insulate their fiduciaries from liability for any breach of the duty of care, including one related to disclosure. 6 Del. C. § 18-1101(c)(2); 8 Del.C. § 102(b)(7). Metro Communication Corp. BVI v. Advanced Mobilecomm Technologies Inc., 2004, 854 A.2d 121. Corporations ¶ 310(1); Limited Liability Companies ¶ 27; Limited Liability Companies ¶ 43

Former managers of limited liability company (LLC) were entitled, pursuant to the LLC agreement, to advancement of their litigation expenses incurred in defending a civil action claiming they engaged in misconduct while acting as managers, though LLC agreement provided that former managers were not entitled to indemnification of their litigation expenses if they were grossly negligent or engaged in willful misconduct, where advancement provision in LLC agreement did not contain such limitation and instead provided that former managers were entitled to advancement to the full extent permitted by law; advancement and indemnification were distinct types of legal rights, and the right to advancement was not dependent upon the



DE ST TI 6 § 18-1101

6 Del.C. § 18-1101

determination that former managers would ultimately be entitled to be indemnified.  
6 Del.C. §§ 17-108, 18- 1101(b). Senior Tour Players 207 Management Co. LLC v.  
Golftown 207 Holding Co., LLC, 2004, 853 A.2d 124. Limited Liability Companies 41

A limited liability company agreement will only be invalidated when it is  
inconsistent with mandatory statutory provisions. 6 Del.C. §§ 18-101(7),  
18-1101(b). Elf Atochem North America, Inc. v. Jaffari, 1999, 727 A.2d 286, 79  
A.L.R.5th 803. Limited Liability Companies 14

6 Del.C. § 18-1101, DE ST TI 6 § 18-1101

Current through 76 Laws 2007, ch. 11. Revisions to Acts made by the  
Delaware Code Revisors were unavailable at time of publication.

Copr. © 2007 Thomson/West.

END OF DOCUMENT

## Record List Display



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)

Logout

Please logout when you are done to release system resources allocated for you.

Start List  
At:OR Jump to  
record:690 Records(s) found (This  
page: 401 ~ 500)

Submit

Refine Search (Matters)[MN] and (Live)[LD]

Current Search: S3: (Matters)[MN] and (Live)[LD] docs: 690 occ: 1384

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
401	76670153		HANDYMAN MATTERS	TARR	LIVE
402	76675480		CORE MATTERS	TARR	LIVE
403	76099971	2560237	HOME HEALTH MATTERS	TARR	LIVE
404	76087428	2464011	SIZE MATTERS ... PERFORMANCE TOO	TARR	LIVE
405	76642527		BECAUSE THE ONLY THING THAT MATTERS IS COMING HOME	TARR	LIVE
406	76659660		BECAUSE YOUR MOVE MATTERS	TARR	LIVE
407	76014150	2526848	SCIENCE MINDS OVER BUSINESS MATTERS	TARR	LIVE
408	76169624	2707625	LIGHT THAT MATTERS	TARR	LIVE
409	76273906	2529863	ALL YOU NEED TO KNOW ABOUT EVERYTHING THAT MATTERS	TARR	LIVE
410	76220919	2510330	A MILLION MATTERS	TARR	LIVE
411	76143205		SIZE MATTERS	TARR	LIVE
412	76470319	2858614	TEACHING MATTERS	TARR	LIVE
413	76282204	2780163	HEALTH MATTERS	TARR	LIVE
414	76112789	2570963	ALL THAT MATTERS	TARR	LIVE
415	76272602	2536450	KNOWING WHAT MATTERS	TARR	LIVE
416	76067709	3018860	SOUND MATTERS	TARR	LIVE
417	76624756	3142717	GREY MATTERS INC. A REGISTRY OF KNOWLEDGE AND EXPERIENCE	TARR	LIVE
418	76263926	2558690	HEAVENLY HAM "WHEN TASTE MATTERS."	TARR	LIVE
419	76545297		TRUST FAMILY FUNERAL HOMES BECAUSE FAMILY MATTERS MOST	TARR	LIVE
420	76653750	3200188	STAFF MATTERS	TARR	LIVE
421	76545364	2972191	LANGUAGE MATTERS, INC.	TARR	LIVE

## Record List Display

422	76464648		TIME: MATTERS	TARR	LIVE
423	76661812		EVERYTHING MATTERS	TARR	LIVE
424	76369220	2683112	FLOOR MATTERS	TARR	LIVE
425	76025968	2628907	FLOOR MATTERS	TARR	LIVE
426	76648582	3190689	WHEN PERFORMANCE MATTERS	TARR	LIVE
427	76079920	2557233	HANDYMAN MATTERS	TARR	LIVE
428	76427426		MENTOR MATTERS	TARR	LIVE
429	76604659	3088127	YOUR PERFORMANCE MATTERS	TARR	LIVE
430	76651165		M MARKETING MATTERS	TARR	LIVE
431	76187316	2638502	BECAUSE STYLE MATTERS	TARR	LIVE
432	76186969	2661720	STYLE MATTERS	TARR	LIVE
433	76644966		BE WHERE IT MATTERS	TARR	LIVE
434	76644813		BE WHERE IT MATTERS MOST	TARR	LIVE
435	76426745	3169049	SAFETY MATTERS	TARR	LIVE
436	76551712	3136209	BECAUSE TO A NEW MOM, EVERYTHING MATTERS	TARR	LIVE
437	76651553	3152715	LET'S ALL PLAY...IT MATTERS!	TARR	LIVE
438	76322580	2744052	IT'S WHO YOU KNOW THAT MATTERS	TARR	LIVE
439	76560881	3149144	CASUALTY MATTERS	TARR	LIVE
440	76056095	2465608	FUND RAISING MATTERS	TARR	LIVE
441	76619068		FAMILY MATTERS	TARR	LIVE
442	76001037	2544017	MONEY MATTERS	TARR	LIVE
443	76605399	3047886	EXPERIENCE MATTERS	TARR	LIVE
444	76467779		SHARPS BARBER AND SHOP MAINTENANCE MATTERS	TARR	LIVE
445	76650489		RETIREMENT MATTERS	TARR	LIVE
446	76225665	2529753	DO WHAT MATTERS	TARR	LIVE
447	76141369	3110787	WS FAMILY MATTERS	TARR	LIVE
448	76403258	3101085	SERVICE MATTERS	TARR	LIVE
449	76278771	3101053	SPEED MATTERS	TARR	LIVE
450	76278770	3101052	WALKING MATTERS	TARR	LIVE
451	76264843	3101047	FREEDOM MATTERS	TARR	LIVE
452	76223849	2661871	MEDIA THAT MATTERS	TARR	LIVE
453	76491125	2804515	DEPTH MATTERS	TARR	LIVE
454	76626611	3080943	PHARMACY MATTERS	TARR	LIVE
455	76141368	3078018	WS LAW MATTERS	TARR	LIVE
456	76595795	3075189	FINANCIAL MATTERS	TARR	LIVE
457	76629173		STATE MAROON IS ALL THAT MATTERS.	TARR	LIVE
458	76595196	2963872	MANAGE WHAT MATTERS	TARR	LIVE
459	76319759	2582183	WHEN EVERY SECOND MATTERS	TARR	LIVE
460	76555780		SHARPS BARBER AND SHOP MAINTENANCE MATTERS	TARR	LIVE
461	76467780		SHARPS BARBER AND SHOP MAINTENANCE MATTERS	TARR	LIVE
462	76503635	3056768	CERATIZIT HARD MATERIAL MATTERS	TARR	LIVE
463	76427445	2790499	IP MATTERS	TARR	LIVE
464	76581609	3022508	FAMILY MATTERS	TARR	LIVE
465	76325736	2907514	ORGANON HEALTH MATTERS	TARR	LIVE

## Record List Display

466	76138009	2482465	HEARING MATTERS	TARR	LIVE
467	76488623		FIDELITY INVESTMENTS MONEY MATTERS	TARR	LIVE
468	76066971	3008115	FINANCIAL PLANNING MATTERS	TARR	LIVE
469	76976358	2835321	EVERY DAY MATTERS	TARR	LIVE
470	76976157	2820377	SUBJECT MATTERS	TARR	LIVE
471	76599128	2975548	FOR ALL THAT MATTERS	TARR	LIVE
472	76586568	2937624	SPEED MATTERS	TARR	LIVE
473	76582258	2941402	WHERE IT COMES FROM MATTERS.	TARR	LIVE
474	76567416	2965928	POLICY WORDING MATTERS	TARR	LIVE
475	76567414	2928570	CAPITAL MATTERS	TARR	LIVE
476	76567216	2910216	WITH YOU WHEN IT MATTERS	TARR	LIVE
477	76564126	2908063	POLICY WORDING MATTERS	TARR	LIVE
478	76560880	2908007	FACULTATIVE MATTERS	TARR	LIVE
479	76556961		COSMIC MATTERS	TARR	LIVE
480	76553774	2912403	BECAUSE RELIABILITY MATTERS MOST	TARR	LIVE
481	76549536	2927413	BECAUSE TRUST MATTERS	TARR	LIVE
482	76542647	2894806	FINAL MATTERS CREATE YOUR LEGACY	TARR	LIVE
483	76538916	2859824	ORAL HEALTH MATTERS	TARR	LIVE
484	76536901	2892848	MATTRESS MATTERS	TARR	LIVE
485	76535787	2942768	MATERIAL MATTERS	TARR	LIVE
486	76535774	3003252	BILLING MATTERS	TARR	LIVE
487	76531555	2933808	PRIVATE MATTERS	TARR	LIVE
488	76528293		SIZE MATTERS	TARR	LIVE
489	76525930	2949189	CHARACTER MATTERS	TARR	LIVE
490	76524490	2883836	REALTY MATTERS	TARR	LIVE
491	76522599	2842731	WHAT MATTERS TO MEN	TARR	LIVE
492	76520395		WHEN PRESSED FOR TIME, ONLY HEMOSTASIS MATTERS	TARR	LIVE
493	76512453	2816911	BECAUSE EXPERIENCE MATTERS	TARR	LIVE
494	76507796	2808430	WHEN FOREVER MATTERS	TARR	LIVE
495	76499270	2843760	YOUR PRIVACY MATTERS	TARR	LIVE
496	76498294	2833971	THE PRIMARY MATTERS GUIDE	TARR	LIVE
497	76498287	2829543	THE PRIMARY MATTERS GUIDE	TARR	LIVE
498	76476784	2808130	MINDING YOUR MATTERS	TARR	LIVE
499	76475788	2802004	LAS VEGAS WEEKLY ARTS// ENTERTAINMENT// CULTURE+ EVERYTHING ELSE THAT MATTERS	TARR	LIVE
500	76462809	2808070	CN8 MONEY MATTERS TODAY	TARR	LIVE

Record List Display



## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) [List At:](#)  OR [Jump](#) to record:  **690 Records(s) found (This page: 501 ~ 600)**

Refine Search (Matters)[MN] and (Live)[LD]

[Submit](#)

Current Search: S3: (Matters)[MN] and (Live)[LD] docs: 690 occ: 1384

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
501	76460221	2887214	WHAT MATTERS	TARR	LIVE
502	76460220	2887213	WHAT MATTERS	TARR	LIVE
503	76453218	2741606	WE'RE HERE FOR YOU WHEN IT MATTERS MOST	TARR	LIVE
504	76445949	2814586	AFTER SCHOOL MATTERS	TARR	LIVE
505	76434528	2780553	WHEN EXPERIENCE MATTERS	TARR	LIVE
506	76419738	2826003	INTELLIGENCE MATTERS	TARR	LIVE
507	76416420	2752289	FRESH MATTERS	TARR	LIVE
508	76394775	2780456	YOUTH MATTERS	TARR	LIVE
509	76390470		SIZE MATTERS	TARR	LIVE
510	76386875	2720875	CHICAGO MATTERS	TARR	LIVE
511	76383638	2985752	LEGAL MATTERS	TARR	LIVE
512	76374451	2765346	NOTHING MATTERS WHEN I'M IN MY SPATTERS	TARR	LIVE
513	76370634	2707929	EVERY CHILD MATTERS	TARR	LIVE
514	76366554	2718786	AFTERSCHOOL MATTERS	TARR	LIVE
515	76362214	2642792	WINNING MATTERS	TARR	LIVE
516	76359213	2739694	SAFETY MATTERS	TARR	LIVE
517	76356006		SIZE MATTERS	TARR	LIVE
518	76356005		SIZE MATTERS	TARR	LIVE
519	76350583	2624842	THE WAY YOU INVEST MATTERS	TARR	LIVE
520	76346633	2695060	PRO BONO MATTERS	TARR	LIVE
521	76344420	2730393	QUITTING MATTERS	TARR	LIVE
522	76344419	2765239	PREGNANCY MATTERS	TARR	LIVE
523	76339257	2588520	WHERE CARING MATTERS MOST	TARR	LIVE
524	76337754	2671680	GUEST MATTERS	TARR	LIVE

## Record List Display

525	76335479	2607527	INTELLECTUAL PROPERTY MATTERS	TARR	LIVE
526	76326382	2694947	APPLYING GRAY MATTER TO WHAT REALLY MATTERS	TARR	LIVE
527	76309913	2840843	COLORADO MATTERS	TARR	LIVE
528	76290891	2722301	INFORMATION THAT MATTERS	TARR	LIVE
529	76286077	2709988	CONTENT MATTERS	TARR	LIVE
530	76281711	2642250	MARRIAGE MATTERS	TARR	LIVE
531	76276728	2555862	TALENT MATTERS	TARR	LIVE
532	76272803	2880628	MEASURE WHAT MATTERS	TARR	LIVE
533	76266913	2515394	LISTEN. IT MATTERS.	TARR	LIVE
534	76265005	2617611	EDUCATION MATTERS	TARR	LIVE
535	76264570	2647056	KNOWLEDGE MATTERS	TARR	LIVE
536	76264050	2600788	FAMILY MATTERS	TARR	LIVE
537	76263928	2536396	WHEN TASTE MATTERS	TARR	LIVE
538	76261384	2707753	USABILITY MATTERS	TARR	LIVE
539	76260073	2630904	A METHODOLOGY THAT MATTERS	TARR	LIVE
540	76257944	2573435	ETERNITY MATTERS	TARR	LIVE
541	76257616	2607259	WHERE THE MUSIC MATTERS	TARR	LIVE
542	76225271	2600701	CONTENT MATTERS	TARR	LIVE
543	76221132	2660528	STRENGTH WHERE IT MATTERS	TARR	LIVE
544	76215456	2587947	SEXX MATTERS	TARR	LIVE
545	76211815	2626381	RELIGION MATTERS	TARR	LIVE
546	76184594	2661714	APPLYING GRAY MATTER TO WHAT REALLY MATTERS	TARR	LIVE
547	76181968	2743216	WELLNESS MATTERS	TARR	LIVE
548	76176785	2632919	PROTECTING WHAT MATTERS MOST	TARR	LIVE
549	76165404	2504126	FAMILY MATTERS. CHILDREN MATTER. YOU MATTER.	TARR	LIVE
550	76165403	2504125	FAMILY MATTERS. CHILDREN MATTER. YOU MATTER.	TARR	LIVE
551	76165391	2504123	FAMILY MATTERS. CHILDREN MATTER. YOU MATTER.	TARR	LIVE
552	76164877	2573218	THE PRIMARY MATTERS CONTACT CENTER GUIDE	TARR	LIVE
553	76150435	2519780	THE PRACTICAL MATTERS INTEGRATING EVERYDAY DETAILS WITH INNER VISION	TARR	LIVE
554	76143204	2875185	JESUS MATTERS	TARR	LIVE
555	76108824	2478004	IT MATTERS	TARR	LIVE
556	76094400	2778198	21ST CENTURY FAMILY MATTERS	TARR	LIVE
557	76089899	2519647	GEOGRAPHY MATTERS	TARR	LIVE
558	76079924	2541677	HANDYMAN MATTERS	TARR	LIVE
559	76061229	2598906	BAKING MATTERS	TARR	LIVE
560	76057072	2544205	MATURITY MATTERS	TARR	LIVE
561	76054288	2570827	DESIGN MATTERS	TARR	LIVE
562	76047324	2519554	NEVADA MATTERS	TARR	LIVE
563	76037748	2438632	LET'S GET TO THE HEART OF WHAT MATTERS	TARR	LIVE
564	76006625	2457123	WHEN PRIVACY MATTERS	TARR	LIVE
565	75780923	2441623	ALLUNA HEALTHY SLEEP MATTERS	TARR	LIVE
566	75739253	2585848	COMFORT MATTERS	TARR	LIVE
567	75609307	2432718	THERE FOR YOU WHEN IT MATTERS MOST	TARR	LIVE

## Record List Display

568	75570722	2313755	ATTITUDE MATTERS	TARR	LIVE
569	75641708	2413574	MOTHER & BABY MATTERS	TARR	LIVE
570	75922603	2951958	WORK 'N LIFE MATTERS	TARR	LIVE
571	75919736	2598729	PD PAUL DAVIS RESTORATION WHEN MINUTES COUNT AND QUALITY MATTERS.	TARR	LIVE
572	75778702	2410350	INSURANCE MATTERS	TARR	LIVE
573	75818724	2459215	ENGINEERING MATTERS	TARR	LIVE
574	75897233	2469247	M M MOOD MATTERS	TARR	LIVE
575	75691031	2357254	MOVING MATTERS	TARR	LIVE
576	75609306	2394844	SSS STARK & STARK ATTORNEYS AT LAW THERE FOR YOU WHEN IT MATTERS MOST.	TARR	LIVE
577	75756029	2787806	BECAUSE HEALTH MATTERS	TARR	LIVE
578	75919178	2479464	EXPERIENCE MATTERS	TARR	LIVE
579	75582920	2365834	THE TRUTH MATTERS	TARR	LIVE
580	75516585	2295547	EDUCATION MATTERS	TARR	LIVE
581	75700665	2395222	READING MATTERS	TARR	LIVE
582	75737789	2360022	SHOP WHERE IT MATTERS	TARR	LIVE
583	75756907	2381168	BREATHING MATTERS	TARR	LIVE
584	75936380	2655393	BEST DOCTORS INFORMATION WHEN IT MATTERS MOST	TARR	LIVE
585	75563832	2299845	FIELDS MATTERS	TARR	LIVE
586	75660916	2324256	MARKET MATTERS	TARR	LIVE
587	75668948	2866975	INFORMATION THAT MATTERS	TARR	LIVE
588	75818832	2379586	LIFE MATTERS	TARR	LIVE
589	75893460	2433349	SLEEP MATTERS	TARR	LIVE
590	75555091	2294406	READING MATTERS	TARR	LIVE
591	75982629	2660124	CARING FOR YOUR SOUL IN MATTERS OF MONEY	TARR	LIVE
592	75980518	2793455	WHAT REALLY MATTERS IS...CHARACTER	TARR	LIVE
593	75943130	2572023	WHAT REALLY MATTERS IS INSIDE	TARR	LIVE
594	75936693	2721820	ART MATTERS	TARR	LIVE
595	75892131	2605371	DIGITAL MATTERS	TARR	LIVE
596	75889021	2687771	MORE OF WHAT MATTERS MOST	TARR	LIVE
597	75886995	2481707	YOUTH MATTERS	TARR	LIVE
598	75872185	2440563	RADIO THAT MATTERS	TARR	LIVE
599	75869487	2545873	NATURAL MATTERS	TARR	LIVE
600	75835221	2497017	WHEN SUCCESS MATTERS	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)



Record List Display



## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 22 04:18:25 EDT 2007

[TESS HOME](#) | [NEW USER](#) | [STRUCTURED](#) | [FREE FORM](#) | [BROWSE DICT](#) | [SEARCH OG](#) | [PREV LIST](#) | [NEXT LIST](#) | [BOTTOM](#) | [HELP](#)
[Logout](#) Please logout when you are done to release system resources allocated for you.

 Start List At:  OR  Jump to record:  **690 Records(s) found (This page: 601 ~ 690)**

Refine Search (Matters)[MN] and (Live)[LD]

Current Search: S3: (Matters)[MN] and (Live)[LD] docs: 690 occ: 1384

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
601	75819682	2632314	WHERE YOUR VIEW MATTERS MOST	TARR	LIVE
602	75806210	2516301	FAMILY MATTERS	TARR	LIVE
603	75754989	2605236	PERFORMANCE MATTERS ASSOCIATES	TARR	LIVE
604	75753199	2382943	MERCHANT MATTERS	TARR	LIVE
605	75741519	2840493	WHEN THE MEASUREMENT MATTERS	TARR	LIVE
606	75679900	2422756	WORKING FAMILY MATTERS	TARR	LIVE
607	75677127	2326479	NEWS FOR NERDS. STUFF THAT MATTERS.	TARR	LIVE
608	75671305	2321787	TEACHING MATTERS	TARR	LIVE
609	75670273	2707377	QUALITY OF LIFE MATTERS	TARR	LIVE
610	75660437	2326302	BIOETHX MATTERS	TARR	LIVE
611	75628308	2307582	PAPER MATTERS	TARR	LIVE
612	75627558	2478918	MERCURY PRECISION MATTERS	TARR	LIVE
613	75619399	2435744	"CHARACTER MATTERS"	TARR	LIVE
614	75618773	2407802	FOR WHAT MATTERS MOST	TARR	LIVE
615	75618312	2392782	FOR WHAT MATTERS MOST	TARR	LIVE
616	75604945	2316296	MEDIA MATTERS	TARR	LIVE
617	75523646	2328174	CARE MATTERS	TARR	LIVE
618	75523645	2313463	CARE MATTERS	TARR	LIVE
619	75507619	2388352	SOURCE MATTERS	TARR	LIVE
620	75446664	2508342	TORRE SIZE MATTERS	TARR	LIVE
621	75253918	2274794	SMART MATTERS!	TARR	LIVE
622	75496937	2976333	PLANNING MATTERS	TARR	LIVE
623	75439915	2713688	PLANNING MATTERS	TARR	LIVE
624	75340886	2336519	JUSTICE MATTERS	TARR	LIVE

625	75499229	2530160	SIZE MATTERS	TARR	LIVE
626	75288252	2147803	SMART MATTERS	TARR	LIVE
627	75197713	2184840	PATIENT MATTERS	TARR	LIVE
628	75301725	2369030	SAFETY MATTERS	TARR	LIVE
629	75476572	2304824	SERVICE MATTERS AT NEW YORK LIFE	TARR	LIVE
630	75065248	2077110	NOTHING ELSE MATTERS	TARR	LIVE
631	75490898	2344526	SAFETY MATTERS! CHILDPROOFING SERVICES	TARR	LIVE
632	75470209	2288280	MATH MATTERS	TARR	LIVE
633	75496959	2264838	HR MATTERS	TARR	LIVE
634	75482774	2232372	WHERE SIZE ALWAYS MATTERS	TARR	LIVE
635	75481877	2523816	YOUR MONEY MATTERS	TARR	LIVE
636	75470949	2236334	RURAL MATTERS	TARR	LIVE
637	75466351	2441745	FAMILY MATTERS	TARR	LIVE
638	75457425	2358316	WHAT MATTERS MOST	TARR	LIVE
639	75456815	2394606	FAMILY MATTERS	TARR	LIVE
640	75442800	2289571	TRUTH MATTERS	TARR	LIVE
641	75386461	2208966	COMPLIANCE MATTERS	TARR	LIVE
642	75359517	2643109	WHEN MILDNESS MATTERS MOST	TARR	LIVE
643	75349886	2206936	FAITH MATTERS	TARR	LIVE
644	75311857	2174950	TRANSITION MATTERS	TARR	LIVE
645	75303280	2250269	WOUND CARE MATTERS	TARR	LIVE
646	75188161	2139781	SUCCESS THAT MATTERS	TARR	LIVE
647	75157530	2172285	IMAGE MATTERS	TARR	LIVE
648	75136833	2113723	HOME MATTERS	TARR	LIVE
649	75121120	2081292	MEMBERSHIP MATTERS	TARR	LIVE
650	75110550	2119038	TODAY'S FAMILY MATTERS	TARR	LIVE
651	75088163	2100976	COMMUNITY MATTERS	TARR	LIVE
652	75067267	2050611	WELLNESS MATTERS WM	TARR	LIVE
653	75050273	2167996	LIBERTY MATTERS	TARR	LIVE
654	75037240	2015755	GRAVE MATTERS	TARR	LIVE
655	75034101	2040139	ORGANIC MATTERS	TARR	LIVE
656	75006017	2066365	SUCCESS MATTERS	TARR	LIVE
657	74442122	1967619	SCIENCE MATTERS	TARR	LIVE
658	74332220	1780619	ENERGY MATTERS	TARR	LIVE
659	74655452	1969781	MARKETING MATTERS	TARR	LIVE
660	74333881	1787002	TAXING MATTERS	TARR	LIVE
661	74542315	1997421	SAFETY MATTERS	TARR	LIVE
662	74612134	1990457	FITNESS MATTERS	TARR	LIVE
663	74163312	1806856	EARTH MATTERS	TARR	LIVE
664	74663760	1996226	PARENTING MATTERS	TARR	LIVE
665	74530156	1928735	WELLNESS MATTERS	TARR	LIVE
666	74518600	1919626	"WHEN THE MESSAGE REALLY MATTERS"	TARR	LIVE
667	74056385	1689640	MATTERS OF IMPORTANCE	TARR	LIVE
668	74433536	2010412	THE EXCEPTIONAL ATHLETE MATTERS	TARR	LIVE

669	74558404	1914884	CONSERVATION MATTERS	TARR	LIVE
670	74435946	1839430	EARTH MATTERS	TARR	LIVE
671	74722074	2122094	BONE MATTERS	TARR	LIVE
672	74694013	2062052	MONEY MATTERS	TARR	LIVE
673	74530157	2030617	WELLNESS MATTERS	TARR	LIVE
674	74489715	2236904	MUSIC MATTERS	TARR	LIVE
675	74426288	1844239	TIME MATTERS	TARR	LIVE
676	74389905	1822720	QUALITY MATTERS	TARR	LIVE
677	74297571	1777838	QUALITY MATTERS	TARR	LIVE
678	74264076	1738734	IMAGE MATTERS	TARR	LIVE
679	74255786	1731079	WHEN YOU CAN'T BREATHE, NOTHING ELSE MATTERS	TARR	LIVE
680	74211762	1743740	MATTERS OF THE HEART	TARR	LIVE
681	74155693	1681435	WHEN IT COMES TO SERVICE, EVERYTHING MATTERS.	TARR	LIVE
682	74019206	1646866	IN AN INDUSTRY WHERE IT MATTERS TO HAVE THE BEST!	TARR	LIVE
683	74009509	1620623	MATTERS OF THE MOMENT	TARR	LIVE
684	73830495	1606073	GROWN AND MADE IN THE USA IT MATTERS	TARR	LIVE
685	73306093	1196225	MIDAS MATTERS	TARR	LIVE
686	73654947	1466615	WE KNOW WHAT MATTERS	TARR	LIVE
687	73767270	1550428	WHEN QUALITY MATTERS MOST	TARR	LIVE
688	73588383	1475670	HEALTH MATTERS	TARR	LIVE
689	73581039	1479947	MANAGING MONEY MATTERS	TARR	LIVE
690	73422834	1288960	CHEM MATTERS	TARR	LIVE

[TESS HOME](#)
[NEW USER](#)
[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DICT](#)
[SEARCH OG](#)
[PREV LIST](#)
[NEXT LIST](#)
[TOP](#)
[HELP](#)

## **EXHIBIT C**



## United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

## Trademarks &gt; Trademark Electronic Search System(Tess)

TESS was last updated on Tue May 15 04:22:19 EDT 2007

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [BOTTOM](#) [HELP](#)[Logout](#) Please logout when you are done to release system resources allocated for you.

## Record 1 out of 1

[TARR Status](#) [ASSIGN Status](#) [TDR](#) [TTAB Status](#) ( Use the "Back" button of the Internet Browser to return to TESS)

## Typed Drawing

Word Mark	BRAIN MATTERS
Goods and Services	IC 044. US 100 101. G & S: Medical services, namely, brain imaging services, brain diagnostic services. FIRST USE: 20031024. FIRST USE IN COMMERCE: 20031024
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	78321810
Filing Date	October 31, 2003
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	December 20, 2005
Owner	(APPLICANT) Brain Matters Inc. CORPORATION COLORADO 201 University Boulevard, Suite 200 Denver COLORADO 80206
Attorney of Record	Thomas P. Howard
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BRAIN" APART FROM THE MARK AS SHOWN
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [TOP](#) [HELP](#)[HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)

